

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162121-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JULY 1, 1912

Type of Historical Right: FILED

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

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

Volume: 60,000.00 AC-FT

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NE	27	28N	10W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

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

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

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

162012-00 162083-00 162121-00

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

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

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

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

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

PARENT FILE FOR THIS RIGHT IS 162106.

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

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162123-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 6.25 CFS

Volume: 1,000.00 AC-FT

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NE	27	28N	10W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

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

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

Period of Diversion:

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 2

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

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

162024-00 162080-00 162123-00

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

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

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

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

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

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

PARENT FILE FOR THIS RIGHT IS 162122.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162117, 162123.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162124-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 35.00 CFS

Volume: 1,000.00 AC-FT

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NE	27	28N	10W	PONDERA	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

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

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

Period of Diversion:

Diversion Means: HEADGATE
Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1
Dam Height: 205.00 FEET
Depth: 172.00 FEET
Surface Area: 488.00 ACRES
Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET
Depth: 57.00 FEET
Surface Area: 5,300.00 ACRES
Capacity: 105,000.00 ACRE-FEET

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

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

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

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

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

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

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

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

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

PARENT FILE FOR THIS RIGHT IS 162122.

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

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162125-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 60.00 CFS

Volume: 1,000.00 AC-FT

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NE	27	28N	10W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

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

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

Period of Diversion:

Diversion Means: HEADGATE
Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1
Dam Height: 205.00 FEET
Depth: 172.00 FEET
Surface Area: 488.00 ACRES
Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 2
Dam Height: 64.00 FEET
Depth: 57.00 FEET
Surface Area: 5,300.00 ACRES
Capacity: 105,000.00 ACRE-FEET

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

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

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

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

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

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

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

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

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

PARENT FILE FOR THIS RIGHT IS 162122.

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

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN. THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162126-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 12.50 CFS

Volume: 1,000.00 AC-FT

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NE	27	28N	10W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

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

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

Period of Diversion:

Diversion Means: HEADGATE
Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1
Dam Height: 205.00 FEET
Depth: 172.00 FEET
Surface Area: 488.00 ACRES
Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET
Depth: 57.00 FEET
Surface Area: 5,300.00 ACRES
Capacity: 105,000.00 ACRE-FEET

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

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

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

162015-00 162071-00 162126-00

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

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

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

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

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

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

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

PARENT FILE FOR THIS RIGHT IS 162122.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162108, 162109, 162110, 162126.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162127-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 12.50 CFS

Volume: 1,000.00 AC-FT

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NE	27	28N	10W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

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

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

Period of Diversion:

Diversion Means: HEADGATE
Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1
Dam Height: 205.00 FEET
Depth: 172.00 FEET
Surface Area: 488.00 ACRES
Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET
Depth: 57.00 FEET
Surface Area: 5,300.00 ACRES
Capacity: 105,000.00 ACRE-FEET

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

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

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

162016-00 162072-00 162127-00

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

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

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

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

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

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

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

PARENT FILE FOR THIS RIGHT IS 162122.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162108, 162109, 162110, 162127.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162128-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 12.50 CFS

Volume: 1,000.00 AC-FT

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NE	27	28N	10W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

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

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

Period of Diversion:

Diversion Means: HEADGATE
Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1
Dam Height: 205.00 FEET
Depth: 172.00 FEET
Surface Area: 488.00 ACRES
Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET
Depth: 57.00 FEET
Surface Area: 5,300.00 ACRES
Capacity: 105,000.00 ACRE-FEET

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

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

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

162017-00 162073-00 162128-00

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

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

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

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

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

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

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

PARENT FILE FOR THIS RIGHT IS 162122.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162108, 162109, 162110, 162128.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162129-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 16.67 CFS

Volume: 1,000.00 AC-FT

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NE	27	28N	10W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

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

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

Period of Diversion:

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 205.00 FEET

Depth: 172.00 FEET

Surface Area: 488.00 ACRES

Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

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

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

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

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

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

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

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

PARENT FILE FOR THIS RIGHT IS 162122.

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

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162130-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 500.00 CFS

Volume: 1,000.00 AC-FT

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NE	27	28N	10W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

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

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

Period of Diversion:

Diversion Means: HEADGATE
Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1
Dam Height: 205.00 FEET
Depth: 172.00 FEET
Surface Area: 488.00 ACRES
Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET
Depth: 57.00 FEET
Surface Area: 5,300.00 ACRES
Capacity: 105,000.00 ACRE-FEET

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

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

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

162023-00 162079-00 162130-00

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

162025-00 162081-00 162130-00

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

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

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

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

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

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

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

PARENT FILE FOR THIS RIGHT IS 162122.

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

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

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

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162131-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 1,500.00 CFS

Volume: 1,000.00 AC-FT

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NE	27	28N	10W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

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

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

Period of Diversion:

Diversion Means: HEADGATE
Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** ONSTREAM **Reservoir Name:** SWIFT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		27	28N	10W	PONDERA

Diversion to Reservoir: DIVERSION # 1
Dam Height: 205.00 FEET
Depth: 172.00 FEET
Surface Area: 488.00 ACRES
Capacity: 30,000.00 ACRE-FEET

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Dam Height: 64.00 FEET
Depth: 57.00 FEET
Surface Area: 5,300.00 ACRES
Capacity: 105,000.00 ACRE-FEET

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

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

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

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

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

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

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

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

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

PARENT FILE FOR THIS RIGHT IS 162122.

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

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

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

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162132-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: DECEMBER 31, 1902

Type of Historical Right: USE

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

Flow Rate: 700.00 CFS

Volume: 210,000.00 AC-FT

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

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

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: B CANAL

WATER STORED IN THE SWIFT RESERVOIR IS RELEASED INTO BIRCH CREEK WHICH IS USED AS A NATURAL CARRIER TO THE B CANAL LOCATED IN THE NENWSW OF SEC 27 TWP 29N RGE 8W PONDERA COUNTY.

***Reservoir:** OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NENE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA
23				23	28N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA
66				30	28N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA
109				1	29N	1W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA
152				8	29N	2W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA
195				15	29N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA
238				22	29N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA
281				30	29N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289				2	29N	6W	PONDERA
290				3	29N	6W	PONDERA
291				4	29N	6W	PONDERA
292				5	29N	6W	PONDERA
293				6	29N	6W	PONDERA
294				7	29N	6W	PONDERA
295				8	29N	6W	PONDERA
296				9	29N	6W	PONDERA
297				10	29N	6W	PONDERA
298				11	29N	6W	PONDERA
299				12	29N	6W	PONDERA
300				13	29N	6W	PONDERA
301				14	29N	6W	PONDERA
302				15	29N	6W	PONDERA
303				16	29N	6W	PONDERA
304				17	29N	6W	PONDERA
305				18	29N	6W	PONDERA
306				19	29N	6W	PONDERA
307				20	29N	6W	PONDERA
308				21	29N	6W	PONDERA
309				22	29N	6W	PONDERA
310				23	29N	6W	PONDERA
311				24	29N	6W	PONDERA
312				25	29N	6W	PONDERA
313				26	29N	6W	PONDERA
314				27	29N	6W	PONDERA
315				28	29N	6W	PONDERA
316				29	29N	6W	PONDERA
317				30	29N	6W	PONDERA
318				31	29N	6W	PONDERA
319				32	29N	6W	PONDERA
320				33	29N	6W	PONDERA
321				34	29N	6W	PONDERA
322				35	29N	6W	PONDERA
323				36	29N	6W	PONDERA
324				1	29N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
325				2	29N	7W	PONDERA
326				3	29N	7W	PONDERA
327				4	29N	7W	PONDERA
328				5	29N	7W	PONDERA
329				6	29N	7W	PONDERA
330				7	29N	7W	PONDERA
331				8	29N	7W	PONDERA
332				9	29N	7W	PONDERA
333				10	29N	7W	PONDERA
334				11	29N	7W	PONDERA
335				12	29N	7W	PONDERA
336				13	29N	7W	PONDERA
337				14	29N	7W	PONDERA
338				15	29N	7W	PONDERA
339				16	29N	7W	PONDERA
340				17	29N	7W	PONDERA
341				18	29N	7W	PONDERA
342				19	29N	7W	PONDERA
343				20	29N	7W	PONDERA
344				21	29N	7W	PONDERA
345				22	29N	7W	PONDERA
346				23	29N	7W	PONDERA
347				24	29N	7W	PONDERA
348				25	29N	7W	PONDERA
349				26	29N	7W	PONDERA
350				27	29N	7W	PONDERA
351				28	29N	7W	PONDERA
352				29	29N	7W	PONDERA
353				30	29N	7W	PONDERA
354				31	29N	7W	PONDERA
355				32	29N	7W	PONDERA
356				33	29N	7W	PONDERA
357				34	29N	7W	PONDERA
358				35	29N	7W	PONDERA
359				36	29N	7W	PONDERA
360				1	29N	8W	PONDERA
361			E2SE	11	29N	8W	PONDERA
362				12	29N	8W	PONDERA
363				13	29N	8W	PONDERA
364			E2	14	29N	8W	PONDERA
365			SESE	22	29N	8W	PONDERA
366				23	29N	8W	PONDERA
367				24	29N	8W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
368				25	29N	8W	PONDERA
369				26	29N	8W	PONDERA
370				27	29N	8W	PONDERA
371				34	29N	8W	PONDERA
372				35	29N	8W	PONDERA
373				36	29N	8W	PONDERA
374				1	30N	2W	PONDERA
375				2	30N	2W	PONDERA
376				3	30N	2W	PONDERA
377				4	30N	2W	PONDERA
378				5	30N	2W	PONDERA
379				6	30N	2W	PONDERA
380				7	30N	2W	PONDERA
381				8	30N	2W	PONDERA
382				9	30N	2W	PONDERA
383				10	30N	2W	PONDERA
384				11	30N	2W	PONDERA
385				12	30N	2W	PONDERA
386				13	30N	2W	PONDERA
387				14	30N	2W	PONDERA
388				15	30N	2W	PONDERA
389				16	30N	2W	PONDERA
390				17	30N	2W	PONDERA
391				18	30N	2W	PONDERA
392				19	30N	2W	PONDERA
393				20	30N	2W	PONDERA
394				21	30N	2W	PONDERA
395				22	30N	2W	PONDERA
396				23	30N	2W	PONDERA
397				24	30N	2W	PONDERA
398				25	30N	2W	PONDERA
399				26	30N	2W	PONDERA
400				27	30N	2W	PONDERA
401				28	30N	2W	PONDERA
402				29	30N	2W	PONDERA
403				30	30N	2W	PONDERA
404				31	30N	2W	PONDERA
405				32	30N	2W	PONDERA
406				33	30N	2W	PONDERA
407				34	30N	2W	PONDERA
408				35	30N	2W	PONDERA
409				36	30N	2W	PONDERA
410				1	30N	3W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
411				2	30N	3W	PONDERA
412				3	30N	3W	PONDERA
413				4	30N	3W	PONDERA
414				5	30N	3W	PONDERA
415				6	30N	3W	PONDERA
416				7	30N	3W	PONDERA
417				8	30N	3W	PONDERA
418				9	30N	3W	PONDERA
419				10	30N	3W	PONDERA
420				11	30N	3W	PONDERA
421				12	30N	3W	PONDERA
422				13	30N	3W	PONDERA
423				14	30N	3W	PONDERA
424				15	30N	3W	PONDERA
425				16	30N	3W	PONDERA
426				17	30N	3W	PONDERA
427				18	30N	3W	PONDERA
428				19	30N	3W	PONDERA
429				20	30N	3W	PONDERA
430				21	30N	3W	PONDERA
431				22	30N	3W	PONDERA
432				23	30N	3W	PONDERA
433				24	30N	3W	PONDERA
434				25	30N	3W	PONDERA
435				26	30N	3W	PONDERA
436				27	30N	3W	PONDERA
437				28	30N	3W	PONDERA
438				29	30N	3W	PONDERA
439				30	30N	3W	PONDERA
440				31	30N	3W	PONDERA
441				32	30N	3W	PONDERA
442				33	30N	3W	PONDERA
443				34	30N	3W	PONDERA
444				35	30N	3W	PONDERA
445				36	30N	3W	PONDERA
446				1	30N	4W	PONDERA
447				2	30N	4W	PONDERA
448				3	30N	4W	PONDERA
449				4	30N	4W	PONDERA
450				5	30N	4W	PONDERA
451				6	30N	4W	PONDERA
452				7	30N	4W	PONDERA
453				8	30N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
454				9	30N	4W	PONDERA
455				10	30N	4W	PONDERA
456				11	30N	4W	PONDERA
457				12	30N	4W	PONDERA
458				13	30N	4W	PONDERA
459				14	30N	4W	PONDERA
460				15	30N	4W	PONDERA
461				16	30N	4W	PONDERA
462				17	30N	4W	PONDERA
463				18	30N	4W	PONDERA
464				19	30N	4W	PONDERA
465				20	30N	4W	PONDERA
466				21	30N	4W	PONDERA
467				22	30N	4W	PONDERA
468				23	30N	4W	PONDERA
469				24	30N	4W	PONDERA
470				25	30N	4W	PONDERA
471				26	30N	4W	PONDERA
472				27	30N	4W	PONDERA
473				28	30N	4W	PONDERA
474				29	30N	4W	PONDERA
475				30	30N	4W	PONDERA
476				31	30N	4W	PONDERA
477				32	30N	4W	PONDERA
478				33	30N	4W	PONDERA
479				34	30N	4W	PONDERA
480				35	30N	4W	PONDERA
481				36	30N	4W	PONDERA
482				1	30N	5W	PONDERA
483				2	30N	5W	PONDERA
484				3	30N	5W	PONDERA
485				4	30N	5W	PONDERA
486				5	30N	5W	PONDERA
487				6	30N	5W	PONDERA
488				7	30N	5W	PONDERA
489				8	30N	5W	PONDERA
490				9	30N	5W	PONDERA
491				10	30N	5W	PONDERA
492				11	30N	5W	PONDERA
493				12	30N	5W	PONDERA
494				13	30N	5W	PONDERA
495				14	30N	5W	PONDERA
496				15	30N	5W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
497				16	30N	5W	PONDERA
498				17	30N	5W	PONDERA
499				18	30N	5W	PONDERA
500				19	30N	5W	PONDERA
501				20	30N	5W	PONDERA
502				21	30N	5W	PONDERA
503				22	30N	5W	PONDERA
504				23	30N	5W	PONDERA
505				24	30N	5W	PONDERA
506				25	30N	5W	PONDERA
507				26	30N	5W	PONDERA
508				27	30N	5W	PONDERA
509				28	30N	5W	PONDERA
510				29	30N	5W	PONDERA
511				30	30N	5W	PONDERA
512				31	30N	5W	PONDERA
513				32	30N	5W	PONDERA
514				33	30N	5W	PONDERA
515				34	30N	5W	PONDERA
516				35	30N	5W	PONDERA
517				36	30N	5W	PONDERA
518				1	30N	6W	PONDERA
519			E2SESE	11	30N	6W	PONDERA
520				12	30N	6W	PONDERA
521				13	30N	6W	PONDERA
522			E2	14	30N	6W	PONDERA
523			S2	19	30N	6W	PONDERA
524			S2S2	20	30N	6W	PONDERA
525				23	30N	6W	PONDERA
526				24	30N	6W	PONDERA
527				25	30N	6W	PONDERA
528			E2NENE	26	30N	6W	PONDERA
529			S2SESE	26	30N	6W	PONDERA
530			W2SW	28	30N	6W	PONDERA
531				29	30N	6W	PONDERA
532				30	30N	6W	PONDERA
533				31	30N	6W	PONDERA
534				32	30N	6W	PONDERA
535				33	30N	6W	PONDERA
536				34	30N	6W	PONDERA
537				35	30N	6W	PONDERA
538				36	30N	6W	PONDERA
539			S2	21	30N	7W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
540				22	30N	7W	PONDERA
541				23	30N	7W	PONDERA
542				24	30N	7W	PONDERA
543				25	30N	7W	PONDERA
544				26	30N	7W	PONDERA
545				27	30N	7W	PONDERA
546				28	30N	7W	PONDERA
547				29	30N	7W	PONDERA
548				31	30N	7W	PONDERA
549				32	30N	7W	PONDERA
550				33	30N	7W	PONDERA
551				34	30N	7W	PONDERA
552				35	30N	7W	PONDERA
553				36	30N	7W	PONDERA
554			SESE	36	30N	8W	PONDERA
555			S2S2	7	31N	3W	PONDERA
556			S2S2	8	31N	3W	PONDERA
557				16	31N	3W	PONDERA
558				17	31N	3W	PONDERA
559				18	31N	3W	PONDERA
560				19	31N	3W	PONDERA
561				20	31N	3W	PONDERA
562				21	31N	3W	PONDERA
563				28	31N	3W	PONDERA
564				29	31N	3W	PONDERA
565				30	31N	3W	PONDERA
566				31	31N	3W	PONDERA
567				32	31N	3W	PONDERA
568				33	31N	3W	PONDERA
569			S2SW	4	31N	4W	PONDERA
570			S2	5	31N	4W	PONDERA
571				6	31N	4W	PONDERA
572				7	31N	4W	PONDERA
573				8	31N	4W	PONDERA
574				9	31N	4W	PONDERA
575			S2	10	31N	4W	PONDERA
576				13	31N	4W	PONDERA
577				14	31N	4W	PONDERA
578				15	31N	4W	PONDERA
579				16	31N	4W	PONDERA
580				17	31N	4W	PONDERA
581				18	31N	4W	PONDERA
582				19	31N	4W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
583				20	31N	4W	PONDERA
584				21	31N	4W	PONDERA
585				22	31N	4W	PONDERA
586				23	31N	4W	PONDERA
587				24	31N	4W	PONDERA
588				25	31N	4W	PONDERA
589				26	31N	4W	PONDERA
590				27	31N	4W	PONDERA
591				28	31N	4W	PONDERA
592				29	31N	4W	PONDERA
593				30	31N	4W	PONDERA
594				31	31N	4W	PONDERA
595				32	31N	4W	PONDERA
596				33	31N	4W	PONDERA
597				34	31N	4W	PONDERA
598				35	31N	4W	PONDERA
599				36	31N	4W	PONDERA
600				1	31N	5W	PONDERA
601				2	31N	5W	PONDERA
602			E2E2	3	31N	5W	PONDERA
603				10	31N	5W	PONDERA
604				11	31N	5W	PONDERA
605				12	31N	5W	PONDERA
606				13	31N	5W	PONDERA
607				14	31N	5W	PONDERA
608				15	31N	5W	PONDERA
609				16	31N	5W	PONDERA
610				21	31N	5W	PONDERA
611				22	31N	5W	PONDERA
612				23	31N	5W	PONDERA
613				24	31N	5W	PONDERA
614				25	31N	5W	PONDERA
615				26	31N	5W	PONDERA
616				27	31N	5W	PONDERA
617				28	31N	5W	PONDERA
618				29	31N	5W	PONDERA
619				31	31N	5W	PONDERA
620				32	31N	5W	PONDERA
621				33	31N	5W	PONDERA
622				34	31N	5W	PONDERA
623				35	31N	5W	PONDERA
624				36	31N	5W	PONDERA
625				36	31N	6W	PONDERA

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
626			E2E2SE	34	32N	5W	GLACIER
627			S2	35	32N	5W	GLACIER

Remarks:

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

162028-00 162084-00 162132-00

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

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

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

THE SERVICE AREA MAP RECEIVED ON NOVEMBER 23, 2005 CAN BE OBTAINED BY REVIEWING FILE NO. 161998.

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

PARENT FILE FOR THIS RIGHT IS 162122.

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

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162134-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: MAY 15, 1883

Type of Historical Right: FILED

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

Flow Rate: 6.25 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162030-00 162134-00

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

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

PARENT FILE FOR THIS RIGHT IS 162133-00.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162134-00, 162155-00.

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162135-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: AUGUST 20, 1883

Type of Historical Right: FILED

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

Flow Rate: 35.00 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162031-00 162135-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162133-00.

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162136-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: AUGUST 22, 1883

Type of Historical Right: FILED

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

Flow Rate: 60.00 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162032-00 162136-00

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

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

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

PARENT FILE FOR THIS RIGHT IS 162133-00.

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162137-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: MARCH 20, 1884

Type of Historical Right: FILED

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

Flow Rate: 12.50 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162033-00 162137-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162133-00.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162137-00, 162138-00, 162139-00, 162146-00, 162147-00, 162148.

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162138-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: NOVEMBER 1, 1888

Type of Historical Right: FILED

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

Flow Rate: 12.50 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162034-00 162138-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162133-00.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162137-00, 162138-00, 162139-00, 162146-00, 162147-00, 162148-00.

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162139-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: AUGUST 9, 1895

Type of Historical Right: FILED

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

Flow Rate: 12.50 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162035-00 162139-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162133-00.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162137-00, 162138-00, 162139-00, 162146-00, 162147-00, 162148-00.

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162140-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: MAY 25, 1897

Type of Historical Right: FILED

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

Flow Rate: 16.67 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162036-00 162140-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162133-00.

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162141-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: FEBRUARY 1, 1904

Type of Historical Right: FILED

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

Flow Rate: 500.00 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162037-00 162141-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162133-00.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162141-00, 162156-00.

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162142-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: FEBRUARY 20, 1909

Type of Historical Right: FILED

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

Flow Rate: 1,500.00 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162038-00 162142-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162133-00.

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

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162143-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: APRIL 17, 1913

Type of Historical Right: FILED

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

Flow Rate: 1,300.00 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162039-00 162143-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162133-00.

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

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162145-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 18.75 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162041-00 162086-00 162145-00

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162146-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 12.50 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162042-00 162087-00 162146-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

162146-00 162147-00 162148-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162137-00, 162138-00, 162139-00, 162146-00. AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162147-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 12.50 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162043-00 162088-00 162147-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

162146-00 162147-00 162148-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162137-00, 162138-00, 162139-00, 162147-00. AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162148-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 12.50 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162044-00 162089-00 162148-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

162146-00 162147-00 162148-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162137-00, 162138-00, 162139-00, 162148-00. AVAILABLE DATA SUPPORT A FLOW RATE OF 2500.00 GPM MAXIMUM FILTERATION CAPACITY.

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162149-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 31.25 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162045-00 162090-00 162149-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162150-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 483.75 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162046-00 162091-00 162150-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162151-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 62.50 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162047-00 162092-00 162151-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162152-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 90.00 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162048-00 162093-00 162152-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162153-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 250.00 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162049-00 162094-00 162153-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162154-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 500.00 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

162050-00 162095-00 162154-00

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162155-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 6.25 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162134-00, 162155-00.

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162156-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 500.00 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 162141-00, 162156-00.

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162157-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 1,000.00 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162158-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 25.00 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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

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

Water Right Number: 41M 162159-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

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

Priority Date: JANUARY 14, 1913

Type of Historical Right: USE

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

Flow Rate: 5,000.00 CFS

Volume: 4,032.50 AC-FT

Source Name: DUPUYER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	28	29N	6W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: CANAL D

Reservoir: OFFSTREAM **Reservoir Name:** LAKE FRANCIS

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	23	29N	5W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 64.00 FEET

Depth: 57.00 FEET

Surface Area: 5,300.00 ACRES

Capacity: 105,000.00 ACRE-FEET

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

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA DATA ARE FROM THE NATIONAL INVENTORY OF DAMS.

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

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	28N	1W	PONDERA
2				2	28N	1W	PONDERA
3				3	28N	1W	PONDERA
4				4	28N	1W	PONDERA
5				5	28N	1W	PONDERA
6				6	28N	1W	PONDERA
7				7	28N	1W	PONDERA
8				8	28N	1W	PONDERA
9				9	28N	1W	PONDERA
10				10	28N	1W	PONDERA
11				11	28N	1W	PONDERA
12				12	28N	1W	PONDERA
13				13	28N	1W	PONDERA
14				14	28N	1W	PONDERA
15				15	28N	1W	PONDERA
16				16	28N	1W	PONDERA
17				17	28N	1W	PONDERA
18				18	28N	1W	PONDERA
19				19	28N	1W	PONDERA
20				20	28N	1W	PONDERA
21				21	28N	1W	PONDERA
22				22	28N	1W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
23				23	28N	1W	PONDERA
24				24	28N	1W	PONDERA
25				25	28N	1W	PONDERA
26				26	28N	1W	PONDERA
27				27	28N	1W	PONDERA
28				28	28N	1W	PONDERA
29				29	28N	1W	PONDERA
30				30	28N	1W	PONDERA
31				31	28N	1W	PONDERA
32				32	28N	1W	PONDERA
33				33	28N	1W	PONDERA
34				34	28N	1W	PONDERA
35				35	28N	1W	PONDERA
36				36	28N	1W	PONDERA
37				1	28N	2W	PONDERA
38				2	28N	2W	PONDERA
39				3	28N	2W	PONDERA
40				4	28N	2W	PONDERA
41				5	28N	2W	PONDERA
42				6	28N	2W	PONDERA
43				7	28N	2W	PONDERA
44				8	28N	2W	PONDERA
45				9	28N	2W	PONDERA
46				10	28N	2W	PONDERA
47				11	28N	2W	PONDERA
48				12	28N	2W	PONDERA
49				13	28N	2W	PONDERA
50				14	28N	2W	PONDERA
51				15	28N	2W	PONDERA
52				16	28N	2W	PONDERA
53				17	28N	2W	PONDERA
54				18	28N	2W	PONDERA
55				19	28N	2W	PONDERA
56				20	28N	2W	PONDERA
57				21	28N	2W	PONDERA
58				22	28N	2W	PONDERA
59				23	28N	2W	PONDERA
60				24	28N	2W	PONDERA
61				25	28N	2W	PONDERA
62				26	28N	2W	PONDERA
63				27	28N	2W	PONDERA
64				28	28N	2W	PONDERA
65				29	28N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
66				30	28N	2W	PONDERA
67				31	28N	2W	PONDERA
68				32	28N	2W	PONDERA
69				33	28N	2W	PONDERA
70				34	28N	2W	PONDERA
71				35	28N	2W	PONDERA
72				36	28N	2W	PONDERA
73				1	28N	3W	PONDERA
74				2	28N	3W	PONDERA
75				3	28N	3W	PONDERA
76				4	28N	3W	PONDERA
77				5	28N	3W	PONDERA
78				6	28N	3W	PONDERA
79				7	28N	3W	PONDERA
80				8	28N	3W	PONDERA
81				9	28N	3W	PONDERA
82				10	28N	3W	PONDERA
83				11	28N	3W	PONDERA
84				12	28N	3W	PONDERA
85				13	28N	3W	PONDERA
86				14	28N	3W	PONDERA
87				15	28N	3W	PONDERA
88				16	28N	3W	PONDERA
89				17	28N	3W	PONDERA
90				18	28N	3W	PONDERA
91				19	28N	3W	PONDERA
92				20	28N	3W	PONDERA
93				21	28N	3W	PONDERA
94				22	28N	3W	PONDERA
95				23	28N	3W	PONDERA
96				24	28N	3W	PONDERA
97				25	28N	3W	PONDERA
98				26	28N	3W	PONDERA
99				27	28N	3W	PONDERA
100				28	28N	3W	PONDERA
101				29	28N	3W	PONDERA
102				30	28N	3W	PONDERA
103				31	28N	3W	PONDERA
104				32	28N	3W	PONDERA
105				33	28N	3W	PONDERA
106				34	28N	3W	PONDERA
107				35	28N	3W	PONDERA
108				36	28N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
109				1	29N	1W	PONDERA
110				2	29N	1W	PONDERA
111				3	29N	1W	PONDERA
112				4	29N	1W	PONDERA
113				5	29N	1W	PONDERA
114				6	29N	1W	PONDERA
115				7	29N	1W	PONDERA
116				8	29N	1W	PONDERA
117				9	29N	1W	PONDERA
118				10	29N	1W	PONDERA
119				11	29N	1W	PONDERA
120				12	29N	1W	PONDERA
121				13	29N	1W	PONDERA
122				14	29N	1W	PONDERA
123				15	29N	1W	PONDERA
124				16	29N	1W	PONDERA
125				17	29N	1W	PONDERA
126				18	29N	1W	PONDERA
127				19	29N	1W	PONDERA
128				20	29N	1W	PONDERA
129				21	29N	1W	PONDERA
130				22	29N	1W	PONDERA
131				23	29N	1W	PONDERA
132				24	29N	1W	PONDERA
133				25	29N	1W	PONDERA
134				26	29N	1W	PONDERA
135				27	29N	1W	PONDERA
136				28	29N	1W	PONDERA
137				29	29N	1W	PONDERA
138				30	29N	1W	PONDERA
139				31	29N	1W	PONDERA
140				32	29N	1W	PONDERA
141				33	29N	1W	PONDERA
142				34	29N	1W	PONDERA
143				35	29N	1W	PONDERA
144				36	29N	1W	PONDERA
145				1	29N	2W	PONDERA
146				2	29N	2W	PONDERA
147				3	29N	2W	PONDERA
148				4	29N	2W	PONDERA
149				5	29N	2W	PONDERA
150				6	29N	2W	PONDERA
151				7	29N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
152				8	29N	2W	PONDERA
153				9	29N	2W	PONDERA
154				10	29N	2W	PONDERA
155				11	29N	2W	PONDERA
156				12	29N	2W	PONDERA
157				13	29N	2W	PONDERA
158				14	29N	2W	PONDERA
159				15	29N	2W	PONDERA
160				16	29N	2W	PONDERA
161				17	29N	2W	PONDERA
162				18	29N	2W	PONDERA
163				19	29N	2W	PONDERA
164				20	29N	2W	PONDERA
165				21	29N	2W	PONDERA
166				22	29N	2W	PONDERA
167				23	29N	2W	PONDERA
168				24	29N	2W	PONDERA
169				25	29N	2W	PONDERA
170				26	29N	2W	PONDERA
171				27	29N	2W	PONDERA
172				28	29N	2W	PONDERA
173				29	29N	2W	PONDERA
174				30	29N	2W	PONDERA
175				31	29N	2W	PONDERA
176				32	29N	2W	PONDERA
177				33	29N	2W	PONDERA
178				34	29N	2W	PONDERA
179				35	29N	2W	PONDERA
180				36	29N	2W	PONDERA
181				1	29N	3W	PONDERA
182				2	29N	3W	PONDERA
183				3	29N	3W	PONDERA
184				4	29N	3W	PONDERA
185				5	29N	3W	PONDERA
186				6	29N	3W	PONDERA
187				7	29N	3W	PONDERA
188				8	29N	3W	PONDERA
189				9	29N	3W	PONDERA
190				10	29N	3W	PONDERA
191				11	29N	3W	PONDERA
192				12	29N	3W	PONDERA
193				13	29N	3W	PONDERA
194				14	29N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
195				15	29N	3W	PONDERA
196				16	29N	3W	PONDERA
197				17	29N	3W	PONDERA
198				18	29N	3W	PONDERA
199				19	29N	3W	PONDERA
200				20	29N	3W	PONDERA
201				21	29N	3W	PONDERA
202				22	29N	3W	PONDERA
203				23	29N	3W	PONDERA
204				24	29N	3W	PONDERA
205				25	29N	3W	PONDERA
206				26	29N	3W	PONDERA
207				27	29N	3W	PONDERA
208				28	29N	3W	PONDERA
209				29	29N	3W	PONDERA
210				30	29N	3W	PONDERA
211				31	29N	3W	PONDERA
212				32	29N	3W	PONDERA
213				33	29N	3W	PONDERA
214				34	29N	3W	PONDERA
215				35	29N	3W	PONDERA
216				36	29N	3W	PONDERA
217				1	29N	4W	PONDERA
218				2	29N	4W	PONDERA
219				3	29N	4W	PONDERA
220				4	29N	4W	PONDERA
221				5	29N	4W	PONDERA
222				6	29N	4W	PONDERA
223				7	29N	4W	PONDERA
224				8	29N	4W	PONDERA
225				9	29N	4W	PONDERA
226				10	29N	4W	PONDERA
227				11	29N	4W	PONDERA
228				12	29N	4W	PONDERA
229				13	29N	4W	PONDERA
230				14	29N	4W	PONDERA
231				15	29N	4W	PONDERA
232				16	29N	4W	PONDERA
233				17	29N	4W	PONDERA
234				18	29N	4W	PONDERA
235				19	29N	4W	PONDERA
236				20	29N	4W	PONDERA
237				21	29N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
238				22	29N	4W	PONDERA
239				23	29N	4W	PONDERA
240				24	29N	4W	PONDERA
241				25	29N	4W	PONDERA
242				26	29N	4W	PONDERA
243				27	29N	4W	PONDERA
244				28	29N	4W	PONDERA
245				29	29N	4W	PONDERA
246				30	29N	4W	PONDERA
247				31	29N	4W	PONDERA
248				32	29N	4W	PONDERA
249				33	29N	4W	PONDERA
250				34	29N	4W	PONDERA
251				35	29N	4W	PONDERA
252				36	29N	4W	PONDERA
253				1	29N	5W	PONDERA
254				2	29N	5W	PONDERA
255				3	29N	5W	PONDERA
256				4	29N	5W	PONDERA
257			NWNW	5	29N	5W	PONDERA
258				6	29N	5W	PONDERA
259				7	29N	5W	PONDERA
260			NE	10	29N	5W	PONDERA
261				11	29N	5W	PONDERA
262				12	29N	5W	PONDERA
263				13	29N	5W	PONDERA
264				14	29N	5W	PONDERA
265			E2NE	15	29N	5W	PONDERA
266			S2S2	15	29N	5W	PONDERA
267			S2	16	29N	5W	PONDERA
268				17	29N	5W	PONDERA
269				18	29N	5W	PONDERA
270				19	29N	5W	PONDERA
271				20	29N	5W	PONDERA
272				21	29N	5W	PONDERA
273				22	29N	5W	PONDERA
274				23	29N	5W	PONDERA
275				24	29N	5W	PONDERA
276				25	29N	5W	PONDERA
277				26	29N	5W	PONDERA
278				27	29N	5W	PONDERA
279				28	29N	5W	PONDERA
280				29	29N	5W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
281				30	29N	5W	PONDERA
282				31	29N	5W	PONDERA
283				32	29N	5W	PONDERA
284				33	29N	5W	PONDERA
285				34	29N	5W	PONDERA
286				35	29N	5W	PONDERA
287				36	29N	5W	PONDERA
288				1	29N	6W	PONDERA
289			E2SE	2	29N	6W	PONDERA
290			E2	11	29N	6W	PONDERA
291			SESESW	11	29N	6W	PONDERA
292				12	29N	6W	PONDERA
293				13	29N	6W	PONDERA
294				14	29N	6W	PONDERA
295			SESE	15	29N	6W	PONDERA
296				22	29N	6W	PONDERA
297				23	29N	6W	PONDERA
298				24	29N	6W	PONDERA
299				25	29N	6W	PONDERA
300				26	29N	6W	PONDERA
301				27	29N	6W	PONDERA
302			E2	28	29N	6W	PONDERA
303			E2SESW	28	29N	6W	PONDERA
304				33	29N	6W	PONDERA
305				34	29N	6W	PONDERA
306				35	29N	6W	PONDERA
307				36	29N	6W	PONDERA
308				1	30N	2W	PONDERA
309				2	30N	2W	PONDERA
310				3	30N	2W	PONDERA
311				4	30N	2W	PONDERA
312				5	30N	2W	PONDERA
313				6	30N	2W	PONDERA
314				7	30N	2W	PONDERA
315				8	30N	2W	PONDERA
316				9	30N	2W	PONDERA
317				10	30N	2W	PONDERA
318				11	30N	2W	PONDERA
319				12	30N	2W	PONDERA
320				13	30N	2W	PONDERA
321				14	30N	2W	PONDERA
322				15	30N	2W	PONDERA
323				16	30N	2W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
324				17	30N	2W	PONDERA
325				18	30N	2W	PONDERA
326				19	30N	2W	PONDERA
327				20	30N	2W	PONDERA
328				21	30N	2W	PONDERA
329				22	30N	2W	PONDERA
330				23	30N	2W	PONDERA
331				24	30N	2W	PONDERA
332				25	30N	2W	PONDERA
333				26	30N	2W	PONDERA
334				27	30N	2W	PONDERA
335				28	30N	2W	PONDERA
336				29	30N	2W	PONDERA
337				30	30N	2W	PONDERA
338				31	30N	2W	PONDERA
339				32	30N	2W	PONDERA
340				33	30N	2W	PONDERA
341				34	30N	2W	PONDERA
342				35	30N	2W	PONDERA
343				36	30N	2W	PONDERA
344				1	30N	3W	PONDERA
345				2	30N	3W	PONDERA
346				3	30N	3W	PONDERA
347				4	30N	3W	PONDERA
348				5	30N	3W	PONDERA
349				6	30N	3W	PONDERA
350				7	30N	3W	PONDERA
351				8	30N	3W	PONDERA
352				9	30N	3W	PONDERA
353				10	30N	3W	PONDERA
354				11	30N	3W	PONDERA
355				12	30N	3W	PONDERA
356				13	30N	3W	PONDERA
357				14	30N	3W	PONDERA
358				15	30N	3W	PONDERA
359				16	30N	3W	PONDERA
360				17	30N	3W	PONDERA
361				18	30N	3W	PONDERA
362				19	30N	3W	PONDERA
363				20	30N	3W	PONDERA
364				21	30N	3W	PONDERA
365				22	30N	3W	PONDERA
366				23	30N	3W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
367				24	30N	3W	PONDERA
368				25	30N	3W	PONDERA
369				26	30N	3W	PONDERA
370				27	30N	3W	PONDERA
371				28	30N	3W	PONDERA
372				29	30N	3W	PONDERA
373				30	30N	3W	PONDERA
374				31	30N	3W	PONDERA
375				32	30N	3W	PONDERA
376				33	30N	3W	PONDERA
377				34	30N	3W	PONDERA
378				35	30N	3W	PONDERA
379				36	30N	3W	PONDERA
380				1	30N	4W	PONDERA
381				2	30N	4W	PONDERA
382				3	30N	4W	PONDERA
383				4	30N	4W	PONDERA
384				5	30N	4W	PONDERA
385				6	30N	4W	PONDERA
386				7	30N	4W	PONDERA
387				8	30N	4W	PONDERA
388				9	30N	4W	PONDERA
389				10	30N	4W	PONDERA
390				11	30N	4W	PONDERA
391				12	30N	4W	PONDERA
392				13	30N	4W	PONDERA
393				14	30N	4W	PONDERA
394				15	30N	4W	PONDERA
395				16	30N	4W	PONDERA
396				17	30N	4W	PONDERA
397				18	30N	4W	PONDERA
398				19	30N	4W	PONDERA
399				20	30N	4W	PONDERA
400				21	30N	4W	PONDERA
401				22	30N	4W	PONDERA
402				23	30N	4W	PONDERA
403				24	30N	4W	PONDERA
404				25	30N	4W	PONDERA
405				26	30N	4W	PONDERA
406				27	30N	4W	PONDERA
407				28	30N	4W	PONDERA
408				29	30N	4W	PONDERA
409				30	30N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
410				31	30N	4W	PONDERA
411				32	30N	4W	PONDERA
412				33	30N	4W	PONDERA
413				34	30N	4W	PONDERA
414				35	30N	4W	PONDERA
415				36	30N	4W	PONDERA
416				1	30N	5W	PONDERA
417				2	30N	5W	PONDERA
418				3	30N	5W	PONDERA
419				4	30N	5W	PONDERA
420				5	30N	5W	PONDERA
421				6	30N	5W	PONDERA
422				7	30N	5W	PONDERA
423				8	30N	5W	PONDERA
424				9	30N	5W	PONDERA
425				10	30N	5W	PONDERA
426				11	30N	5W	PONDERA
427				12	30N	5W	PONDERA
428				13	30N	5W	PONDERA
429				14	30N	5W	PONDERA
430				15	30N	5W	PONDERA
431				16	30N	5W	PONDERA
432				17	30N	5W	PONDERA
433				18	30N	5W	PONDERA
434				19	30N	5W	PONDERA
435				20	30N	5W	PONDERA
436				21	30N	5W	PONDERA
437				22	30N	5W	PONDERA
438				23	30N	5W	PONDERA
439				24	30N	5W	PONDERA
440				25	30N	5W	PONDERA
441				26	30N	5W	PONDERA
442				27	30N	5W	PONDERA
443				28	30N	5W	PONDERA
444				29	30N	5W	PONDERA
445				30	30N	5W	PONDERA
446				31	30N	5W	PONDERA
447				32	30N	5W	PONDERA
448				33	30N	5W	PONDERA
449				34	30N	5W	PONDERA
450				35	30N	5W	PONDERA
451				36	30N	5W	PONDERA
452				1	30N	6W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
453			E2SESE	11	30N	6W	PONDERA
454				12	30N	6W	PONDERA
455				13	30N	6W	PONDERA
456			E2	14	30N	6W	PONDERA
457				23	30N	6W	PONDERA
458				24	30N	6W	PONDERA
459				25	30N	6W	PONDERA
460			E2NENE	26	30N	6W	PONDERA
461			S2SESE	26	30N	6W	PONDERA
462			E2	36	30N	6W	PONDERA
463			S2S2	7	31N	3W	PONDERA
464			S2S2	8	31N	3W	PONDERA
465				16	31N	3W	PONDERA
466				17	31N	3W	PONDERA
467				18	31N	3W	PONDERA
468				19	31N	3W	PONDERA
469				20	31N	3W	PONDERA
470				21	31N	3W	PONDERA
471				28	31N	3W	PONDERA
472				29	31N	3W	PONDERA
473				30	31N	3W	PONDERA
474				31	31N	3W	PONDERA
475				32	31N	3W	PONDERA
476				33	31N	3W	PONDERA
477			S2SW	4	31N	4W	PONDERA
478			S2	5	31N	4W	PONDERA
479				6	31N	4W	PONDERA
480				7	31N	4W	PONDERA
481				8	31N	4W	PONDERA
482				9	31N	4W	PONDERA
483			S2	10	31N	4W	PONDERA
484				13	31N	4W	PONDERA
485				14	31N	4W	PONDERA
486				15	31N	4W	PONDERA
487				16	31N	4W	PONDERA
488				17	31N	4W	PONDERA
489				18	31N	4W	PONDERA
490				19	31N	4W	PONDERA
491				20	31N	4W	PONDERA
492				21	31N	4W	PONDERA
493				22	31N	4W	PONDERA
494				23	31N	4W	PONDERA
495				24	31N	4W	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
496				25	31N	4W	PONDERA
497				26	31N	4W	PONDERA
498				27	31N	4W	PONDERA
499				28	31N	4W	PONDERA
500				29	31N	4W	PONDERA
501				30	31N	4W	PONDERA
502				31	31N	4W	PONDERA
503				32	31N	4W	PONDERA
504				33	31N	4W	PONDERA
505				34	31N	4W	PONDERA
506				35	31N	4W	PONDERA
507				36	31N	4W	PONDERA
508				1	31N	5W	PONDERA
509				2	31N	5W	PONDERA
510			E2E2	3	31N	5W	PONDERA
511				10	31N	5W	PONDERA
512				11	31N	5W	PONDERA
513				12	31N	5W	PONDERA
514				13	31N	5W	PONDERA
515				14	31N	5W	PONDERA
516				15	31N	5W	PONDERA
517				16	31N	5W	PONDERA
518				21	31N	5W	PONDERA
519				22	31N	5W	PONDERA
520				23	31N	5W	PONDERA
521				24	31N	5W	PONDERA
522				25	31N	5W	PONDERA
523				26	31N	5W	PONDERA
524				27	31N	5W	PONDERA
525				28	31N	5W	PONDERA
526				29	31N	5W	PONDERA
527				31	31N	5W	PONDERA
528				32	31N	5W	PONDERA
529				33	31N	5W	PONDERA
530				34	31N	5W	PONDERA
531				35	31N	5W	PONDERA
532				36	31N	5W	PONDERA
533			E2SE	36	31N	6W	PONDERA
534			E2E2SE	34	32N	5W	GLACIER
535			S2	35	32N	5W	GLACIER

Remarks:

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

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

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

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

PARENT FILE FOR THIS RIGHT IS 162144-00.

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

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

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

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

THE COMBINED CLAIMED FLOW RATE FOR THE FOLLOWING WATER RIGHTS IS 13445.09 CFS WHICH EXCEEDS THE CAPACITY OF THE D CANAL. ACCORDING TO INFORMATION IN THE CLAIM FILE, THE CAPACITY IS 900.00 CFS. 162030-00, 162031-00, 162032-00, 162033-00, 162034-00, 162035-00, 162036-00, 162037-00, 162038-00, 162039-00, 162041-00, 162042-00, 162043-00, 162044-00, 162045-00, 162046-00, 162047-00, 162048-00, 162049-00, 162050-00, 162055-00, 162056-00, 162057-00, 162058-00, 162059-00, 162086-00, 162087-00, 162088-00, 162089-00, 162090-00, 162091-00, 162092-00, 162093-00, 162094-00, 162095-00, 162096-00, 162097-00, 162098-00, 162099-00, 162100-00, 162134-00, 162135-00, 162136-00, 162137-00, 162138-00, 162139-00, 162140-00, 162141-00, 162142-00, 162143-00, 162145-00, 162146-00, 162147-00, 162148-00, 162149-00, 162150-00, 162151-00, 162152-00, 162153-00, 162154-00.

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41P 162160-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ASHCRAFT, DONNAVEE DENSON REVOCABLE TRUST
 HINCHLIFF, VALERIE D, TRUSTEE
 44 BLUE HILL COURT
 PORT TOWNSEND, WA 98368 9208

***Priority Date:** MAY 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: HOFFMAN COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWNW	10	29N	2E	TOOLE	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSWNW	10	29N	2E	TOOLE	
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	8.00 FEET					
Depth:	5.00 FEET					
Surface Area:	1.03 ACRES					
Capacity:	2.06 ACRE-FEET					

SEE AMENDMENT FORM DATED 09/23/2013 FOR RESERVOIR DATA.

Period of Use: MAY 1 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWNW	10	29N	2E	TOOLE	

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/23/2013: VOLUME, RESERVOIR DATA, PERIOD OF DIVERSION.

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41P 162161-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ASHCRAFT, DONNAVEE DENSON REVOCABLE TRUST
HINCHLIFF, VALERIE D, TRUSTEE
44 BLUE HILL COURT
PORT TOWNSEND, WA 98368 9208

***Priority Date:** MAY 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: HOFFMAN COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SESW	3	29N	2E TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESESW		3	29N	2E	TOOLE
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	1.90 ACRES					
Capacity:	7.60 ACRE-FEET					

SEE AMENDMENT FORM DATED 09/23/2013 FOR RESERVOIR DATA.

Period of Use: MAY 1 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESESW		3	29N	2E	TOOLE

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.

162161-00 162162-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/23/2013: VOLUME, PERIOD OF DIVERSION, RESERVOIR DATA.

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41P 162162-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ASHCRAFT, DONNAVEE DENSON REVOCABLE TRUST
 HINCHLIFF, VALERIE D, TRUSTEE
 44 BLUE HILL COURT
 PORT TOWNSEND, WA 98368 9208

***Priority Date:** MAY 31, 1943

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: 7.63 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 114.33

Source Name: HOFFMAN COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SE	SW	3	29N	2E TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SESESW	3	29N	2E	TOOLE
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	1.90 ACRES					
Capacity:	7.60 ACRE-FEET					

SEE AMENDMENT FORM DATED 09/23/2013 FOR RESERVOIR DATA.

Period of Use: MAY 1 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	114.33		NE	10	29N	2E	TOOLE
Total:	114.33						

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.

162161-00 162162-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/23/2013: IRRIGATION TYPE, VOLUME, PERIOD OF DIVERSION AND RESERVOIR DATA.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/14/2014: PERIOD OF USE, IRRIGATED ACRES.

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41P 162168-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MERRILL A KOVATCH
 437 E VILLAGE DR
 BIGFORK, MT 59911 6144

ROSE MARY KOVATCH
 437 E VILLAGE DR
 BIGFORK, MT 59911 6144

Priority Date: MAY 15, 1975

Type of Historical Right: USE

Purpose(usage): STOCK

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

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

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER

Source Type: SURFACE WATER
 ALSO KNOWN AS KOVATCH COULEE, WEST FORK

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NW	1	30N	3W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*2		NESW	1	30N	3W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*3		NWSESW	1	30N	3W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NW	1	30N	3W	PONDERA
2			NESW	1	30N	3W	PONDERA
3			NWSESW	1	30N	3W	PONDERA

Remarks:

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

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

THE CLAIMED PRIORITY DATE INDICATES AN APPROPRIATION OF WATER AFTER JUNE 30, 1973.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41P 162169-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROSE MARY KOVATCH
 437 E VILLAGE DR
 BIGFORK, MT 59911 6144

MERRILL A KOVATCH
 437 E VILLAGE DR
 BIGFORK, MT 59911 6144

Priority Date: MAY 15, 1975

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 PRICES BUTTE COULEE

Source Type: SURFACE WATER
 ALSO KNOWN AS SHEKELTON COULEE

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NENENE	1	30N	3W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENENE	1	30N	3W	PONDERA

Remarks:

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

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

THE CLAIMED PRIORITY DATE INDICATES AN APPROPRIATION OF WATER AFTER JUNE 30, 1973.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41P 162170-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROSE MARY KOVATCH
437 E VILLAGE DR
BIGFORK, MT 59911 6144

MERRILL A KOVATCH
437 E VILLAGE DR
BIGFORK, MT 59911 6144

Priority Date: MAY 15, 1975

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 MARIAS RIVER

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NESW	1	30N	3W	PONDERA	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESW	1	30N	3W	PONDERA

Remarks:

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

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

THE CLAIMED PRIORITY DATE INDICATES AN APPROPRIATION OF WATER AFTER JUNE 30, 1973.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41P 162176-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PATRICK HURLEY
 16097 OLD SHELBY RD
 CONRAD, MT 59425 9086

***Priority Date:** DECEMBER 31, 1920

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

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

***Source Name:** NATURAL PIT, INTERIOR DRAINAGE

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NW	SE	SE	31	31N	2W TOOLE

Period of Diversion: APRIL 1 TO OCTOBER 1

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: APRIL 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NW	SE	SE	31	31N	2W TOOLE

Remarks:

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41P 162177-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PATRICK HURLEY
16097 OLD SHELBY RD
CONRAD, MT 59425 9086

***Priority Date:** DECEMBER 31, 1918

Type of Historical Right: USE

Purpose(use): STOCK

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

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

***Source Name:** PRICES BUTTE COULEE

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
*1		NW	31	31N	2W	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1			NW	31	31N	2W	TOOLE

Remarks:

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41P 162178-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PATRICK HURLEY
 16097 OLD SHELBY RD
 CONRAD, MT 59425 9086

***Priority Date:** DECEMBER 31, 1918

Type of Historical Right: USE

Purpose(use): STOCK

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

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

***Source Name:** SPRING, UNNAMED TRIBUTARY OF HILGER COULEE

Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWN	WNW	32	31N	2W	TOOLE

Period of Diversion: SEPTEMBER 15 TO APRIL 1

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: SEPTEMBER 15 TO APRIL 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWN	WNW	32	31N	2W TOOLE

Remarks:

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41P 162179-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: PATRICK HURLEY
16097 OLD SHELBY RD
CONRAD, MT 59425 9086

***Priority Date:** DECEMBER 31, 1918

Type of Historical Right: USE

Purpose(use): STOCK

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

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

***Source Name:** SPRING, UNNAMED TRIBUTARY OF PRICES BUTTE COULEE
Source Type: SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
*1		SE	31	31N	2W	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1			SE	31	31N	2W	TOOLE

Remarks:

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

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

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41P 162180-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: PATRICK HURLEY
 16097 OLD SHELBY RD
 CONRAD, MT 59425 9086

***Priority Date:** DECEMBER 31, 1959

Type of Historical Right: FILED

Purpose(use): AGRICULTURAL SPRAYING

Flow Rate: 90.00 GPM

Volume: 1.00 AC-FT

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENENE	31	31N	2W	TOOLE

Period of Diversion:

Diversion Means: WELL

Period of Use:

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENE	31	31N	2W	TOOLE

Remarks:

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

THE CLAIMED FLOW RATE MAY BE HIGH FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

NO PERIOD OF USE HAS BEEN CLAIMED. THE USUAL AND REASONABLE PERIOD OF USE IN THIS AREA IS APRIL 20 TO OCTOBER 10.

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

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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

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

Water Right Number: 41P 162181-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: DONNA J GOODBAR
 1740 EAGLE DR
 CHEYENNE, WY 82009

***Priority Date:** DECEMBER 31, 1912

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 30.00 GPM

Volume: 1.00 AC-FT

Maximum Acres: 2.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESENE	31	32N	6E	LIBERTY

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

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.00		NESENE	31	32N	6E	LIBERTY

Total: 2.00

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/24/2005: POINT OF DIVERSION, MEANS OF CONVEYANCE, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/14/2005: PLACE OF USE, POINT OF DIVERSION, MAXIMUM ACRES.

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

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

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED FOR DOMESTIC IRRIGATION PURPOSES.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE WELL 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 162394-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KATHY G ROBINSON
 PO BOX 662
 CONRAD, MT 59425

 THOMAS L ROBINSON
 PO BOX 662
 CONRAD, MT 59425

Priority Date: OCTOBER 7, 1916

Type of Historical Right: USE

Purpose(use): EROSION CONTROL

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 1.68 AC-FT

Source Name: UNNAMED TRIBUTARY OF ROCKY COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	SW	11	26N	1W PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NESESW	11	26N	1W	PONDERA
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	1.40 ACRES					
Capacity:	5.60 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESESW	11	26N	1W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162394-00 162395-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIMED PURPOSE IS QUESTIONED AS A BENEFICIAL USE OF WATER EXISTING PRIOR TO JULY 1, 1973.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 162395-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KATHY G ROBINSON
 PO BOX 662
 CONRAD, MT 59425

 THOMAS L ROBINSON
 PO BOX 662
 CONRAD, MT 59425

Priority Date: OCTOBER 7, 1916

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: 1.68 AC-FT

Source Name: UNNAMED TRIBUTARY OF ROCKY COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	SW	11	26N	1W PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NESESW	11	26N	1W	PONDERA
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	1.40 ACRES					
Capacity:	5.60 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESESW	11	26N	1W	PONDERA	

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

162394-00 162395-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
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: 41P 162468-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROCK-N-DIRT RANCH INC
PO BOX 217
ETHRIDGE, MT 59435

***Priority Date:** DECEMBER 31, 1940

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF SHELBY COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWSWSW	11	34N	3W	TOOLE

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: LITTLE RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
NWSWSW	11	34N	3W	TOOLE	

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 13.00 FEET
 Depth: 10.00 FEET
 Surface Area: 0.50 ACRES
 Capacity: 2.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWSW	11	34N	3W	TOOLE	

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 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: 41P 162469-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: ROCK-N-DIRT RANCH INC
 PO BOX 217
 ETHRIDGE, MT 59435

***Priority Date:** DECEMBER 31, 1930

Type of Historical Right: USE

***Purpose(use):** MULTIPLE DOMESTIC

Flow Rate: 15.00 GPM

Volume: 1.50 AC-FT

Households: 2

Maximum Acres: 0.25

Source Name: GROUNDWATER

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SE	SW	NW	10	33N	4W TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.25		SE	SW	NW	10	33N	4W TOOLE
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.

161732-00 162469-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 162470-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: STEPHEN MC KELVEY
 PO BOX 211
 ETHRIDGE, MT 59435 0211

JEANIE S MC KELVEY
 PO BOX 211
 ETHRIDGE, MT 59435 0211

***Priority Date:** DECEMBER 31, 1913

Type of Historical Right: USE

***Purpose(use):** MULTIPLE DOMESTIC

Flow Rate: 15.00 GPM

Volume: 2.00 AC-FT

Households: 2

Maximum Acres: 0.25

Source Name: GROUNDWATER

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SWSESE	22	33N	4W	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.25		SWSESE	22	33N	4W	TOOLE

Total: 0.25

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 07/18/2014 , THIS WATER RIGHT APPEARS TO BE OWNED BY STEVEN MCKELVEY & JEANNIE SKRYJA , PO BOX 211 , ETHRIDGE, MT , 59435-0211.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 162471-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: ROCK-N-DIRT RANCH INC
PO BOX 217
ETHRIDGE, MT 59435

***Priority Date:** DECEMBER 31, 1919

Type of Historical Right: USE

***Purpose(use):** MULTIPLE DOMESTIC

Flow Rate: 15.00 GPM

Volume: 1.50 AC-FT

Households: 2

Maximum Acres: 0.25

Source Name: GROUNDWATER

Source Type: GROUNDWATER
ALSO KNOWN AS RIM WELL NO. 1

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	6	33N	4W	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.25		NESWSE	6	33N	4W	TOOLE

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 162472-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: ROCK-N-DIRT RANCH INC
 PO BOX 217
 ETHRIDGE, MT 59435

***Priority Date:** DECEMBER 31, 1913

Type of Historical Right: USE

***Purpose(use):** MULTIPLE DOMESTIC

Flow Rate: 5.00 GPM

Volume: 4.50 AC-FT

Households: 5

Source Name: GROUNDWATER

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SE	SW	20	33N	3W TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.25		SE	SW	20	33N	3W TOOLE

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167139-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: ELMER A HADFORD
 PO BOX 165
 RUDYARD, MT 59540 0165

Priority Date: OCTOBER 15, 1945

Type of Historical Right: FILED

Purpose(use): STOCK

Flow Rate: 10.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GROUNDWATER
Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWSE	9	32N	7E	LIBERTY

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWSE	9	32N	7E	LIBERTY

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.

159789-00 167139-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 159789-00.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 09/04/2013 , THIS WATER RIGHT APPEARS TO BE OWNED BY ELMER HADFORD ESTATE , 518 1ST STREET , HAVRE , MT 59501-3604.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167144-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JERRY A HEPP
 1013 SUNSET BLVD
 CONRAD, MT 59425 8836

DONNA M HEPP
 RR 3 BOX 468
 CONRAD, MT 59425

Priority Date: MAY 23, 1904

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type:

Flow Rate: 4.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 240.00

Source Name: SPRING CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNW	6	28N	3W	PONDERA

Period of Diversion:

Diversion Means: HEADGATE

Period of Use:

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SWSW	5	28N	3W	PONDERA
2	40.00		SESE	6	28N	3W	PONDERA
3	80.00		W2SE	6	28N	3W	PONDERA
4	40.00		NESW	6	28N	3W	PONDERA
5	40.00		NENE	7	28N	3W	PONDERA
Total:	240.00						

Remarks:

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 12/02/1982.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
 THE CLAIMED MEANS OF DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
 FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
 ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/28/2009 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY PETER C ELLIS & JUDY E JTROS.
 THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

NO PERIOD OF USE HAS BEEN CLAIMED. THE USUAL AND REASONABLE PERIOD OF USE IN THIS AREA IS APRIL 20 TO OCTOBER 10.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 75.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. 278-146 , DATED 09/22/1979 APPEARS TO INDICATE 56.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

NO TYPE OF IRRIGATION SYSTEM HAS BEEN CLAIMED. THE TYPE OF HISTORICAL IRRIGATION APPEARS TO HAVE BEEN A FLOOD SYSTEM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167145-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DONNA M HEPP
RR 3 BOX 468
CONRAD, MT 59425

JERRY A HEPP
1013 SUNSET BLVD
CONRAD, MT 59425 8836

Priority Date: SEPTEMBER 5, 1907

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type:

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: 4 - MODERATELY LOW

Maximum Acres: 160.00

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, DRY FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENESE	26	29N	4W	PONDERA	

Period of Diversion:

Diversion Means: HEADGATE

Period of Use:

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SWNE	5	28N	3W	PONDERA
2	80.00		S2NE	6	28N	3W	PONDERA
3	40.00		NESE	6	28N	3W	PONDERA
Total:	160.00						

Remarks:

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 12/02/1982.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE CLAIMED MEANS OF DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/18/2010 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY PETER C ELLIS & JUDY E JTROS.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

NO PERIOD OF USE HAS BEEN CLAIMED. THE USUAL AND REASONABLE PERIOD OF USE IN THIS AREA IS APRIL 20 TO OCTOBER 10.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 81.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. 278-146 , DATED 09/22/1979 APPEARS TO INDICATE 138.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE POINTS OF DIVERSION APPEAR TO BE INCORRECT. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

NO TYPE OF IRRIGATION SYSTEM HAS BEEN CLAIMED. THE TYPE OF HISTORICAL IRRIGATION APPEARS TO HAVE BEEN A FLOOD SYSTEM.

THE CLAIMED SOURCE MAY BE QUESTIONABLE. BASED ON AVAILABLE DATA, THE SOURCE MAY BE SURFACE WATER FROM DRY FORK MARIAS RIVER.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167146-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: REBECCA R TOLLEFSON
 2340 SUBSTATION RD
 BRADY, MT 59416 8964

MATTHEW J KUJAVA
 2340 SUBSTATION RD
 BRADY, MT 59416 8964

***Priority Date:** DECEMBER 31, 1928

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** ROCKY COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SE	SENE	15	27N	1E	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESENE	15	27N	1E	PONDERA	
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.55 ACRES					
Capacity:	2.20 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESENE	15	27N	1E	PONDERA	

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

167146-00 167149-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE DOCUMENTATION SUBMITTED WITH THE CLAIM SHOWS A WELL THAT WAS DUG IN 1928. THERE IS NO SUPPORTING DOCUMENTATION FOR A RESERVOIR ON THIS USE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167147-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BEVERLY A PETERSEN
 61 MARIA DR
 GREAT FALLS, MT 59404

RUSSEL D PETERSEN
 61 MARIA DR
 GREAT FALLS, MT 59404

***Priority Date:** DECEMBER 31, 1926

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SOUTH PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENESE	6	27N	1E	PONDERA	

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: SCOTT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
NENESE		6	27N	1E	PONDERA

Diversion to Reservoir: DIVERSION # 1
Dam Height: 13.00 FEET
Depth: 10.00 FEET
Surface Area: 3.50 ACRES
Capacity: 14.00 ACRE-FEET

THE DAM/RESERVOIR EXTENDS INTO THE SENESE SEC 6 TWP 27N RGE 01E
PONDERA COUNTY.
THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY
DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N2NESE	6	27N	1E	PONDERA
2			SENESE	6	27N	1E	PONDERA

**THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR
ISSUES TO REPORT TO THE WATER COURT.**

**A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED
BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE,
COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO,
YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS
OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE
OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN
RESERVED AND FEDERAL RESERVED WATER RIGHTS.**

**COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND
RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED
IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND
NOTICE OF AVAILABILITY."**

**SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER
EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE
FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF
PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED
OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES
OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY
CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY
WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.**

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167148-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BEVERLY A PETERSEN
 61 MARIA DR
 GREAT FALLS, MT 59404

RUSSEL D PETERSEN
 61 MARIA DR
 GREAT FALLS, MT 59404

***Priority Date:** DECEMBER 31, 1926

Type of Historical Right: FILED

Purpose(use): MULTIPLE DOMESTIC

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 265.00 AC-FT

Households: 2

Maximum Acres: 10.00

Source Name: SOUTH PONDERA COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NENESE	6	27N	1E	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: SCOTT RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SENESE	6	27N	1E	PONDERA

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 13.00 FEET
 Depth: 10.00 FEET
 Surface Area: 3.50 ACRES
 Capacity: 14.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: MAY 1 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		NESE	6	27N	1E	PONDERA
Total:	10.00						

Remarks:

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.

THE CLAIMED VOLUME EXCEEDS THE 28.00 ACRE-FEET GUIDELINE FOR THIS PURPOSE. ITS ACCURACY CANNOT BE CONFIRMED DUE TO LACK OF DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167149-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: REBECCA R TOLLEFSON
 2340 SUBSTATION RD
 BRADY, MT 59416 8964

MATTHEW J KUJAVA
 2340 SUBSTATION RD
 BRADY, MT 59416 8964

***Priority Date:** DECEMBER 31, 1951

Type of Historical Right: USE

***Purpose(use):** LAWN AND GARDEN

Flow Rate: 230.00 GPM

Volume: 4.00 AC-FT

Maximum Acres: 5.00

***Source Name:** ROCKY COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SE	SENE	15	27N	1E	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

PUMP IS SECONDARY MEANS OF DIVERSION.

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESENE	15	27N	1E	PONDERA	
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.55 ACRES					
Capacity:	2.20 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: MAY 1 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	5.00	SESENE	15	27N	1E	PONDERA	
Total:	5.00						

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

167146-00 167149-00

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.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167150-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RUSSEL D PETERSEN
61 MARIA DR
GREAT FALLS, MT 59404

BEVERLY A PETERSEN
61 MARIA DR
GREAT FALLS, MT 59404

Priority Date: MAY 1, 1955

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 400.00 GPM

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

Maximum Acres: 120.00

Source Name: SOUTH PONDERA COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
*1		SW	SE	SW	32	28N	1E	PONDERA

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: DIVERSION DAM

Period of Use: MAY 1 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SWSE	32	28N	1E	PONDERA
2	40.00		SESW	32	28N	1E	PONDERA
3	40.00		SWSW	32	28N	1E	PONDERA
Total:	120.00						

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.

USDA AERIAL PHOTOGRAPH NO(S). 278-115 , DATED 09/22/1979 , APPEARS TO INDICATE 40.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). ZR-1T-121 , DATED 05/27/1957 , APPEARS TO INDICATE 53.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167151-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BEVERLY A PETERSEN
 61 MARIA DR
 GREAT FALLS, MT 59404

RUSSEL D PETERSEN
 61 MARIA DR
 GREAT FALLS, MT 59404

Priority Date: OCTOBER 10, 1963

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: 76.00

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENESE	31	28N	1E	PONDERA	

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: PUMP

Period of Use: MAY 1 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	36.00		NESE	31	28N	1E	PONDERA
2	40.00		SESE	31	28N	1E	PONDERA
Total:	76.00						

Remarks:

THIS CLAIM IS SUBMITTED ON A PHOTOCOPY OF CLAIM FORM.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167166-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: NELSON FARM & RANCH OF VALIER
 8031 BULLHEAD RD
 VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1912

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** BULLHEAD CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		S2S2NW	10	30N	4W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		S2	10	30N	4W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2S2NW	10	30N	4W	PONDERA
2			S2	10	30N	4W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167167-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: NELSON FARM & RANCH OF VALIER
 8031 BULLHEAD RD
 VALIER, MT 59486

***Priority Date:** MARCH 31, 1912

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 3.00 GPM

Volume: 1.50 AC-FT

Households: 1

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNENW	9	30N	4W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNENW	9	30N	4W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167168-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: NELSON FARM & RANCH OF VALIER
 8031 BULLHEAD RD
 VALIER, MT 59486

Priority Date: SEPTEMBER 30, 1946

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 800.00 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: 100.00

Source Name: BULLHEAD 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>Twtp</u>	<u>Rge</u>	<u>County</u>
1		SESWW	11	30N	4W	PONDERA
	Period of Diversion: JUNE 1 TO AUGUST 31					
	Diversion Means: PUMP					
2		SWNESE	10	30N	4W	PONDERA
	Period of Diversion: JUNE 1 TO AUGUST 31					
	Diversion Means: PUMP					
Period of Use: JUNE 1 TO AUGUST 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	40.00		SWSW	11	30N	4W	PONDERA
2	60.00		S2SE	10	30N	4W	PONDERA
Total:	100.00						

ALL OF THE CLAIMED PLACE OF USE IS LOCATED NORTH OF BULLHEAD CREEK.

Remarks:

THIS CLAIM WAS PART OF A CERTIFICATION CASE REFERRED TO THE MONTANA WATER COURT UNDER SECTION 85-2-309 (2) MCA. THE ELEMENTS OF THE CLAIM MAY HAVE BEEN AMENDED BY THE WATER COURT AS A RESULT OF THESE PROCEEDINGS. SEE THE CLAIM FILE OR WATER COURT CASE WC2004-04 FOR MORE INFORMATION.

THIS CLAIM WAS HISTORICALLY USED TO IRRIGATED ABOUT HALF OF THE CLAIMED PLACE OF USE DURING ANY IRRIGATION SEASON. THE AVERAGE USE OF THE CLAIM APPEARS TO HAVE BEEN ONCE EVERY THREE OR FOUR YEARS DEPENDING ON CROP ROTATION, PRECIPITATION, AND WATER AVAILABILITY.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167169-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **DISMISSED**

Owners: JAMES L NELSON
8031 BULLHEAD RD
VALIER, MT 59486 5172

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: BULLHEAD CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DIMISSED BY ORDER OF THE WATER COURT.

THIS CLAIM WAS TERMINATED AS PART OF A CERTIFICATION CASE REFERRED TO THE MONTANA WATER COURT UNDER SECTION 85-2-309 (2) MCA. SEE THE CLAIM FILE OR WATER COURT CASE WC2004-04 FOR MORE INFORMATION.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167170-00 STATEMENT OF CLAIM
Version: 2 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: NELSON FARM & RANCH OF VALIER
 8031 BULLHEAD RD
 VALIER, MT 59486

Priority Date: SEPTEMBER 29, 1920

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 800.00 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: 70.00

Source Name: BULLHEAD 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		NENSW	10	30N	4W	PONDERA

Period of Diversion: JUNE 1 TO AUGUST 31

Diversion Means: PUMP

Period of Use: JUNE 1 TO AUGUST 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	70.00		N2NW	10	30N	4W	PONDERA

Total: 70.00

Remarks:

THIS CLAIM WAS HISTORICALLY USED TO IRRIGATED ABOUT HALF OF THE CLAIMED PLACE OF USE DURING ANY IRRIGATION SEASON. THE AVERAGE USE OF THE CLAIM APPEARS TO HAVE BEEN ONCE EVERY THREE OR FOUR YEARS DEPENDING ON CROP ROTATION, PRECIPITATION, AND WATER AVAILABILITY.

THIS CLAIM WAS PART OF A CERTIFICATION CASE REFERRED TO THE MONTANA WATER COURT UNDER SECTION 85-2-309 (2) MCA. THE ELEMENTS OF THE CLAIM MAY HAVE BEEN AMENDED BY THE WATER COURT AS A RESULT OF THESE PROCEEDINGS. SEE THE CLAIM FILE OR WATER COURT CASE WC2004-04 FOR MORE 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167171-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: NELSON FARM & RANCH OF VALIER
 8031 BULLHEAD RD
 VALIER, MT 59486

***Priority Date:** DECEMBER 31, 1912

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 5.00 GPM

Volume: 1.50 AC-FT

Households: 1

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWNE	10	30N	4W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNWNE	10	30N	4W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167174-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARIAS VALLEY GOLF COURSE & COUNTRY CLUB
PO BOX 784
SHELBY, MT 59474

***Priority Date:** AUGUST 31, 1973

Type of Historical Right: USE

***Purpose(use):** COMMERCIAL

Flow Rate: 7.00 GPM

Volume: 3.75 AC-FT

Maximum Acres: 10.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	7	NESENW	19	31N	2W	TOOLE

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: WELL

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		NWNE	19	31N	2W	TOOLE

Total: 10.00

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM IS DUPLICATED BY 41P 75899-00. SEE THE CERTIFICATE FILE FOR FURTHER INFORMATION.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED PLACE OF USE AND IRRIGATED ACRES COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

THE POINT OF DIVERSION LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE CLAIMED PRIORITY DATE INDICATES AN APPROPRIATION OF WATER AFTER JUNE 30, 1973.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

**** THIS IS AN INTERBASIN TRANSFER CLAIM ****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE MARIAS RIVER DRAINAGE (BASIN 41P) AND USES IT IN THE MARIAS RIVER DRAINAGE (BASIN 41P) AND THE BIG SANDY CREEK DRAINAGE (BASIN 40H). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN. YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167246-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: BESSETTE RANCH CO
 6593 VIRGELLE FERRY ROAD N
 LOMA, MT 59460 7749**

***Priority Date: DECEMBER 31, 1918**

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate:

***Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.**

Source Name: MARIAS RIVER

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	8	NWNESE	18	28N	9E	CHOUTEAU

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: BUCKET

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENE	20	28N	9E	CHOUTEAU
2			NENE	20	28N	9E	CHOUTEAU
3			SESE	20	28N	9E	CHOUTEAU
4			NENW	28	28N	9E	CHOUTEAU
5			SWSW	16	28N	9E	CHOUTEAU

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.

167246-00 167247-00

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 CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

NO QUANTIFIED FLOW RATE HAS BEEN CLAIMED.

THIS INTERBASIN TRANSFER CLAIM WAS NOT INCLUDED IN THE 40H BASIN PRELIMINARY DECREE ISSUED 01/22/2003.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON STATE LAND.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

**** THIS IS AN INTERBASIN TRANSFER CLAIM ****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE MARIAS RIVER DRAINAGE (BASIN 41P) AND USES IT IN THE BIG SANDY CREEK DRAINAGE (BASIN 40H). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167247-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: BESSETTE RANCH CO
 6593 VIRGELLE FERRY ROAD N
 LOMA, MT 59460 7749**

***Priority Date: DECEMBER 31, 1918**

***Type of Historical Right: USE**

Purpose(use): DOMESTIC

Flow Rate: 0.04 GPM

Volume: 0.06 AC-FT

Households: 1

Maximum Acres: 1.00

Source Name: MARIAS RIVER

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	8	NWNESE	18	28N	9E	CHOUTEAU

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: UNKNOWN

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		NENENW	28	28N	9E	CHOUTEAU
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.

167246-00 167247-00

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.

NO MEANS OF DIVERSION WAS CLAIMED.

THE CLAIMED FLOW RATE APPEARS TO BE INADEQUATE FOR THE CLAIMED PURPOSE.

THIS INTERBASIN TRANSFER CLAIM WAS NOT INCLUDED IN THE 40H BASIN PRELIMINARY DECREE ISSUED 1/22/2003.

THE CLAIMED VOLUME APPEARS TO BE INADEQUATE FOR THE CLAIMED PURPOSE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167256-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: NEIL B JERMUNSON
TRUSTEE
3420 CAMERON BRIDGE W
BOZEMAN, MT 59718 8523

GARFIELD JERMUNSON
-
BRADY, MT 59416

PAULA B JERMUNSON
TRUSTEE
3420 CAMERON BRIDGE W
BOZEMAN, MT 59718 8523

Priority Date: NOVEMBER 12, 1929

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: ROCKY COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NESESE	36	27N	1W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

***Reservoir:** ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESESE	36	27N	1W	PONDERA

Diversion to Reservoir: DIVERSION # 1
Dam Height: 11.00 FEET
Depth: 8.00 FEET
Surface Area: 2.00 ACRES
Capacity: 6.40 ACRE-FEET

THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: MAY 1 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESESE	36	27N	1W	PONDERA

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167257-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PAULA B JERMUNSON
TRUSTEE
3420 CAMERON BRIDGE W
BOZEMAN, MT 59718 8523

NEIL B JERMUNSON
TRUSTEE
3420 CAMERON BRIDGE W
BOZEMAN, MT 59718 8523

GARFIELD JERMUNSON
-
BRADY, MT 59416

Priority Date: OCTOBER 22, 1912

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 2,520.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 320.00

***Source Name:** ROCKY COULEE

Source Type: SURFACE WATER

ALSO KNOWN AS SMITH COULEE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENESE	7	26N	1W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*2		NWSWSW	4	26N	1W	PONDERA
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***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

*3		NESENW	8	26N	1W	PONDERA
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***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

***Reservoir:** ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NENESE	7	26N	1W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 13.00 FEET

Depth: 10.00 FEET

Surface Area: 12.37 ACRES

Capacity: 49.48 ACRE-FEET

THE CAPACITY, SURFACE AREA, MAXIMUM DEPTH, AND DAM HEIGHT HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SWSW	4	26N	1W	PONDERA
2	80.00		S2SE	5	26N	1W	PONDERA
3	160.00		NE	8	26N	1W	PONDERA
4	40.00		NWNW	9	26N	1W	PONDERA
Total:	320.00						

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.

167257-00 167258-00 167259-00

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 167259-00.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 284.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 50.93 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167258-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PAULA B JERMUNSON
TRUSTEE
3420 CAMERON BRIDGE W
BOZEMAN, MT 59718 8523

GARFIELD JERMUNSON
-
BRADY, MT 59416

NEIL B JERMUNSON
TRUSTEE
3420 CAMERON BRIDGE W
BOZEMAN, MT 59718 8523

***Priority Date:** JULY 11, 1911

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: 2,520.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 320.00

***Source Name:** ROCKY COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NENESE	7	26N	1W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*2		NESENW	8	26N	1W	PONDERA
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***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*3 - SECONDARY		NWSWSW	4	26N	1W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

ROCKY COULEE IS USED AS A NATURAL CARRIER FOR WATER FROM RESERVOIRS ON ROCKY COULEE (DIVERSION NO.S 1 AND 2) TO SECONDARY DIVERSION NO. 3

***Reservoir:** ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NENESE	7	26N	1W	PONDERA
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	12.37 ACRES					
Capacity:	49.48 ACRE-FEET					

***Reservoir:** ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NESENW	8	26N	1W	PONDERA
Diversion to Reservoir:	DIVERSION # 2					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	3.22 ACRES					
Capacity:	12.88 ACRE-FEET					

THE CAPACITY, SURFACE AREA, MAXIMUM DEPTH, AND DAM HEIGHT HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	80.00		S2SW	5	26N	1W	PONDERA
2	80.00		E2NE	7	26N	1W	PONDERA
3	160.00		NW	8	26N	1W	PONDERA
Total:	320.00						

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.

167257-00 167258-00 167259-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 248.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 178-009 , DATED 08/09/1979 , APPEARS TO INDICATE 165.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 50.9 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167259-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PAULA B JERMUNSON
TRUSTEE
3420 CAMERON BRIDGE W
BOZEMAN, MT 59718 8523

GARFIELD JERMUNSON
-
BRADY, MT 59416

NEIL B JERMUNSON
TRUSTEE
3420 CAMERON BRIDGE W
BOZEMAN, MT 59718 8523

***Priority Date:** JULY 1, 1911

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: 2,520.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 320.00

***Source Name:** ROCKY COULEE

Source Type: SURFACE WATER
ALSO KNOWN AS WAGNER COULEE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NENESE	7	26N	1W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*2		NESENW	8	26N	1W	PONDERA
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***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*3 - SECONDARY		NWSWSW	4	26N	1W	PONDERA
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Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: PUMP

ROCKY COULEE IS USED AS A NATURAL CARRIER FOR WATER FROM RESERVOIRS ON ROCKY COULEE (DIVERSION NO.S 1 AND 2 TO THE SECONDARY DIVERSION NO. 3

***Reservoir:** ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NENESE	7	26N	1W	PONDERA
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	13.00 FEET				
Depth:	10.00 FEET				
Surface Area:	12.37 ACRES				
Capacity:	49.48 ACRE-FEET				

***Reservoir:** ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESENW	8	26N	1W	PONDERA
Diversion to Reservoir:	DIVERSION # 2				
Dam Height:	13.00 FEET				
Depth:	10.00 FEET				
Surface Area:	3.22 ACRES				
Capacity:	12.88 ACRE-FEET				

THE CAPACITY, SURFACE AREA, MAXIMUM DEPTH, AND DAM HEIGHT HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SWSW	4	26N	1W	PONDERA
2	80.00		S2SE	5	26N	1W	PONDERA
3	160.00		NE	8	26N	1W	PONDERA
4	40.00		NWNW	9	26N	1W	PONDERA
Total:	320.00						

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.

167257-00 167258-00 167259-00

IMPLIED CLAIM NO. 167257-00 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 PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 284.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 50.9 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167260-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: NEIL B JERMUNSON
 TRUSTEE
 3420 CAMERON BRIDGE W
 BOZEMAN, MT 59718 8523

GARFIELD JERMUNSON
 -
 BRADY, MT 59416

PAULA B JERMUNSON
 TRUSTEE
 3420 CAMERON BRIDGE W
 BOZEMAN, MT 59718 8523

Priority Date: AUGUST 1, 1911

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 2.12 CFS

Volume: 2,520.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 320.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF ROCKY COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWSNW	5	26N	1W	PONDERA	

***Period of Diversion:** APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	160.00		SE	31	27N	1W	PONDERA
2	160.00		SW	32	27N	1W	PONDERA
Total:	320.00						

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 MEANS OF DIVERSION MAY BE INCORRECT AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

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. 41P 167260-00, 41P 161962-00.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 178-009 , DATED 08/09/1979 , APPEARS TO INDICATE 244.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE TYPE OF IRRIGATION SYSTEM CANNOT BE CONFIRMED. IT IS UNCLEAR IF THIS RIGHT SHOULD BE DEFINED BY FLOW RATE OR VOLUME.

A RESERVOIR STORAGE RIGHT ON THIS CLAIM MAY BE QUESTIONABLE. THE DAM IS LOCATED ON ANOTHER INDIVIDUAL'S PROPERTY WHICH IS COVERED BY CLAIM NO. 161964 -00.

RESERVOIR APPEARS WASHED OUT ON USDA AERIAL PHOTOGRAPH NO. 178-9 , DATED 08/09/1979.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED VOLUME EXCEEDS THE MAXIMUM FEASIBLE VOLUME. BASED ON THE FLOW RATE AND PERIOD OF USE, THE MAXIMUM VOLUME POSSIBLE IS 899.86 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167261-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GARFIELD JERMUNSON

-
BRADY, MT 59416

***Priority Date:** MAY 23, 1913

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: 1,050.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 240.00

***Source Name:** WASTE & SEEPAGE, UNNAMED TRIBUTARY OF ROCKY COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	6	NWSWSW	6	26N	1W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: PIT

Ditch Name: GERMANSON LATERAL DITCH

*Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
6	NWSWSW	6	26N	1W	PONDERA

Diversion to Reservoir: DIVERSION # 1
 Depth: 10.00 FEET
 Surface Area: 6.50 ACRES
 Capacity: 32.50 ACRE-FEET

THE CAPACITY, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00	1	NENE	5	26N	1W	PONDERA
2	80.00		S2NE	5	26N	1W	PONDERA
3	40.00		SENW	5	26N	1W	PONDERA
4	40.00		NWSE	5	26N	1W	PONDERA
5	40.00		NESW	5	26N	1W	PONDERA
Total:	240.00						

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.

167261-00 167262-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/17/1999 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY BRETT H & KAY L DEBRUYCKER JTROS, 1692 6TH LN NE, DUTTON, MT, 59433-9635.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 32.3 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 167262-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: NEIL B JERMUNSON
TRUSTEE
3420 CAMERON BRIDGE W
BOZEMAN, MT 59718 8523

PAULA B JERMUNSON
TRUSTEE
3420 CAMERON BRIDGE W
BOZEMAN, MT 59718 8523

GARFIELD JERMUNSON
-
BRADY, MT 59416

Priority Date: DECEMBER 10, 1909

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 6.00 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: 240.00

***Source Name:** UNNAMED TRIBUTARY OF SOUTH PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWSW	36	27N	2W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 1 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00	1	NENE	5	26N	1W	PONDERA
2	80.00		S2NE	5	26N	1W	PONDERA
3	40.00		SENE	5	26N	1W	PONDERA
4	40.00		NWSE	5	26N	1W	PONDERA
5	40.00		NESW	5	26N	1W	PONDERA
Total:	240.00						

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.

167261-00 167262-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED MEANS OF DIVERSION APPEARS TO BE INCORRECT AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

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. 41P 161963-00, 41P 167262-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/17/1999 , THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY BRETT H & KAY L DEBRUYCKER JTROS, 1692 6TH LN NE, DUTTON, MT, 59433-9635.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 178-009 , DATED 08/09/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

WATER IS NOT DIVERTED FROM THE SOURCE CLAIMED. A HISTORICAL APPROPRIATION FROM THE CLAIMED SOURCE CANNOT BE CONFIRMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 171397-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RIVER RIDGE RANCH INC
PO BOX 522
FORT BENTON, MT 59442 0522

Priority Date: MAY 24, 1973

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** MANMADE PIT, UNNAMED TRIBUTARY OF DRY FORK COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNE	35	26N	9E	CHOUTEAU

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: PIT

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWSWNE	35	26N	9E	CHOUTEAU
Diversion to Reservoir:	DIVERSION # 1					
Depth:	8.00 FEET					
Surface Area:	0.90 ACRES					
Capacity:	3.60 ACRE-FEET					

THE CAPACITY, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 15 TO DECEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNE	35	26N	9E	CHOUTEAU	

Remarks:

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 12/08/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

**** THIS IS AN INTERBASIN TRANSFER CLAIM ****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE CUT BANK CREEK DRAINAGE (BASIN 41L) AND USES IT IN THE CUT BANK CREEK DRAINAGE (BASIN 41L) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41L 175886-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CUT BANK, CITY OF
PO BOX 547
CUT BANK, MT 59427

Priority Date: OCTOBER 23, 1914

Type of Historical Right: USE

Purpose(use): MUNICIPAL

Flow Rate: 7.74 CFS

Volume: 5,610.00 AC-FT

Source Name: CUT BANK CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	11	SENWSE	2	33N	6W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DIVERSION DAM

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				1	33N	5W	GLACIER
2				2	33N	5W	GLACIER
3				3	33N	5W	GLACIER
4				4	33N	5W	GLACIER
5				5	33N	5W	GLACIER
6				6	33N	5W	GLACIER
7				7	33N	5W	GLACIER
8				8	33N	5W	GLACIER
9				9	33N	5W	GLACIER
10				13	33N	5W	GLACIER
11				14	33N	5W	GLACIER
12				15	33N	5W	GLACIER
13				16	33N	5W	GLACIER
14				17	33N	5W	GLACIER
15				18	33N	5W	GLACIER
16				19	33N	5W	GLACIER
17				20	33N	5W	GLACIER
18				21	33N	5W	GLACIER
19				22	33N	5W	GLACIER
20				23	33N	5W	GLACIER
21				24	33N	5W	GLACIER
22				1	33N	6W	GLACIER
23				10	33N	6W	GLACIER
24				11	33N	6W	GLACIER
25				12	33N	6W	GLACIER
26				13	33N	6W	GLACIER
27				14	33N	6W	GLACIER
28				15	33N	6W	GLACIER
29				22	33N	6W	GLACIER
30				23	33N	6W	GLACIER
31				24	33N	6W	GLACIER
32				1	34N	5W	GLACIER
33				2	34N	5W	GLACIER
34				3	34N	5W	GLACIER
35				4	34N	5W	GLACIER
36				5	34N	5W	GLACIER
37				6	34N	5W	GLACIER
38				7	34N	5W	GLACIER
39				8	34N	5W	GLACIER
40				12	34N	5W	GLACIER
41			N2	17	34N	5W	GLACIER
42				18	34N	5W	GLACIER
43				19	34N	5W	GLACIER

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
44				29	34N	5W	GLACIER
45				30	34N	5W	GLACIER
46				31	34N	5W	GLACIER
47				32	34N	5W	GLACIER
48				33	34N	5W	GLACIER
49				34	34N	5W	GLACIER
50				35	34N	5W	GLACIER
51				2	34N	6W	GLACIER
52				3	34N	6W	GLACIER
53				10	34N	6W	GLACIER
54				11	34N	6W	GLACIER
55				12	34N	6W	GLACIER
56				13	34N	6W	GLACIER
57				14	34N	6W	GLACIER
58				15	34N	6W	GLACIER
59				22	34N	6W	GLACIER
60				24	34N	6W	GLACIER
61				25	34N	6W	GLACIER
62				33	34N	6W	GLACIER
63				36	34N	6W	GLACIER
64				28	35N	5W	GLACIER
65				29	35N	5W	GLACIER
66				32	35N	5W	GLACIER
67				33	35N	5W	GLACIER
68				34	35N	6W	GLACIER
69				35	35N	6W	GLACIER

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 41L 175886-00, 175887-00, 178252-00.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME IS 1,250 GALLONS PER CAPITA PER DAY (GCPD). BASED ON THE 1970 CENSUS POPULATION OF 4,004 PEOPLE AND A GCPD OF 250, THE MAXIMUM ACHIEVABLE VOLUME WOULD BE 1,124 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 177922-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALAN B ANDERSON
 PO BOX 392
 FORT BENTON, MT 59442 0392

RENAE E ANDERSON
 PO BOX 392
 FORT BENTON, MT 59442 0392

***Priority Date:** DECEMBER 31, 1913

Type of Historical Right: USE

Purpose(usage): STOCK

Flow Rate: 10.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWSW	5	25N	8E	CHOUTEAU

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWSW	5	25N	8E	CHOUTEAU

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/22/2011: POINT OF DIVERSION, PLACE OF USE.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 177923-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RENAE E ANDERSON
PO BOX 392
FORT BENTON, MT 59442 0392

***Priority Date:** DECEMBER 31, 1912

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF DRY FORK COULEE

Source Type: SURFACE WATER

ALSO KNOWN AS EMBLETONS DRY FORK COULEE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWSE	7	25N	8E	CHOUTEAU

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SESWSE	7	25N	8E	CHOUTEAU
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	1.61 ACRES					
Capacity:	6.44 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSESE	7	25N	8E	CHOUTEAU
2			SESWSE	7	25N	8E	CHOUTEAU

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 177924-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RENAE E ANDERSON
PO BOX 392
FORT BENTON, MT 59442 0392

***Priority Date:** DECEMBER 31, 1955

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF DRY FORK COULEE

Source Type: SURFACE WATER

ALSO KNOWN AS EMBLETONS DRY FORK COULEE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENESE	7	25N	8E	CHOUTEAU

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SENESE	7	25N	8E	CHOUTEAU	
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.52 ACRES					
Capacity:	2.08 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENESE	7	25N	8E	CHOUTEAU	

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES GROUNDWATER FROM THE TETON RIVER DRAINAGE (BASIN 41O). THIS USE MAY POTENTIALLY AFFECT WATER RIGHTS IN THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41O 178039-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: ACTIVE

**Owners: HELEN MCKINLEY
RT 1 BOX 94
CONRAD, MT 59425**

Priority Date: MAY 1, 1946

Type of Historical Right: USE

Purpose(use): STOCK

Flow Rate: 60.00 GPM

Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: ALDRICH SPRING

Source Type: GROUNDWATER

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 41O AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES.

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		NWNENW	26	27N	4W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING
TANK TRUCK USED TO CONVEY WATER.

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			SENWSE	36	28N	5W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

178039-00 178040-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE CAPACITY OF THE GRAVITY FLOW DELIVERY SYSTEM. AVAILABLE DATA SUPPORTS A FLOW RATE OF 50.00 GPM.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON STATE LAND.

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 410 AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES. ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN. THE CLAIM RECEIVED A SOURCE OBJECTION IN BASIN 410.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES GROUNDWATER FROM THE TETON RIVER DRAINAGE (BASIN 41O). THIS USE MAY POTENTIALLY AFFECT WATER RIGHTS IN THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41O 178040-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: ACTIVE

**Owners: HELEN MCKINLEY
RT 1 BOX 94
CONRAD, MT 59425**

Priority Date: MAY 1, 1946

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 60.00 GPM

Volume: 1.50 AC-FT

Households: 2

Source Name: ALDRICH SPRING

Source Type: GROUNDWATER

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 41O AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES.

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		NWNENW	26	27N	4W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING
TANK TRUCK USED TO CONVEY WATER.

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			SENWSE	36	28N	5W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

178039-00 178040-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE CAPACITY OF THE GRAVITY FLOW DELIVERY SYSTEM. AVAILABLE DATA SUPPORTS A FLOW RATE OF 50.00 GPM.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. THE PLACE OF USE APPEARS TO BE ON STATE LAND.

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 410 AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES. ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN. THE CLAIM RECEIVED A SOURCE OBJECTION IN BASIN 410.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178041-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BERGSTROM LAND & LIVESTOCK CO
 1001 RIPPLE LAKE RD
 BRADY, MT 59416 8966

***Priority Date:** DECEMBER 31, 1920

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF INTERIOR DRAINAGE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWSWSE	8	26N	1E	PONDERA

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: APRIL 1 TO NOVEMBER 1

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSWSE	8	26N	1E	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

178041-00 178060-00 178061-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178045-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEANING PINE LAND CO
1851 25TH RD NE
DUTTON, MT 59433 9525

***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 INTERIOR DRAINAGE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SE	24	26N	1W	PONDERA	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SENENW	24	26N	1W	PONDERA	
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	7.00 ACRES					
Capacity:	28.00 ACRE-FEET					

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO NOVEMBER 1

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENENW	24	26N	1W	PONDERA	

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

178045-00 178062-00 178063-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178060-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BERGSTROM LAND & LIVESTOCK CO
 1001 RIPPLE LAKE RD
 BRADY, MT 59416 8966

***Priority Date:** DECEMBER 31, 1920

Type of Historical Right: USE

Purpose(use): FISH AND WILDLIFE

Flow Rate: 10.00 CFS

Volume: 270.00 AC-FT

***Source Name:** UNNAMED TRIBUTARY OF INTERIOR DRAINAGE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SWNE	8	26N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: INSTREAM

*2		S2NW	8	26N	1E	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: INSTREAM

*3		W2SE	8	26N	1E	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: INSTREAM

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNE	8	26N	1E	PONDERA
2			S2NW	8	26N	1E	PONDERA
3			W2SE	8	26N	1E	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

178041-00 178060-00 178061-00

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 WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A GUIDELINE FOR THE FLOW RATE AND VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND FLOW RATE AND VOLUME REMAIN AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE AND VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE AND VOLUME WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178061-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BERGSTROM LAND & LIVESTOCK CO
 1001 RIPPLE LAKE RD
 BRADY, MT 59416 8966

***Priority Date:** DECEMBER 31, 1920

Type of Historical Right: USE

Purpose(use): RECREATION

***Flow Rate:** 10.00 CFS

***Volume:** 270.00 AC-FT

***Source Name:** UNNAMED TRIBUTARY OF INTERIOR DRAINAGE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWSWSE	8	26N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: INSTREAM

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSWSE	8	26N	1E	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

178041-00 178060-00 178061-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A GUIDELINE FOR THE FLOW RATE AND VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND FLOW RATE AND VOLUME REMAIN AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE AND VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE AND VOLUME WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178062-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEANING PINE LAND CO
 1851 25TH RD NE
 DUTTON, MT 59433 9525

***Priority Date:** DECEMBER 31, 1947

Type of Historical Right: USE

Purpose(use): RECREATION

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 100.00 AC-FT

***Source Name:** UNNAMED TRIBUTARY OF INTERIOR DRAINAGE

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		SENENW	24	26N	1W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

***Reservoir:** ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SENENW	24	26N	1W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 13.00 FEET

Depth: 10.00 FEET

Surface Area: 7.00 ACRES

Capacity: 28.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2NENW	24	26N	1W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

178045-00 178062-00 178063-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178063-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEANING PINE LAND CO
 1851 25TH RD NE
 DUTTON, MT 59433 9525

***Priority Date:** DECEMBER 31, 1947

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: 100.00 AC-FT

***Source Name:** UNNAMED TRIBUTARY OF INTERIOR DRAINAGE

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		SE	24	26N	1W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		24	26N	1W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 13.00 FEET

Depth: 10.00 FEET

Surface Area: 7.00 ACRES

Capacity: 28.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENW	24	26N	1W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

178045-00 178062-00 178063-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178088-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KOLSTAD & KOLSTAD INC
3500 CENTENNIAL CT
GREAT FALLS, MT 59404 3679

***Priority Date:** DECEMBER 31, 1928

Type of Historical Right: USE

***Purpose(use):** LAWN AND GARDEN

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 8.64 AC-FT

Maximum Acres: 3.00

Source Name: UNNAMED TRIBUTARY OF BASIN COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SEN	WNW	25	28N	4E	LIBERTY

Period of Diversion: MARCH 1 TO JUNE 30

Diversion Means: DAM

PUMP IS SECONDARY MEANS OF DIVERSION.

*Reservoir: ONSTREAM Reservoir Name: MERKLING RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SENWNW	25	28N	4E	LIBERTY

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 11.00 FEET
 Depth: 8.00 FEET
 Surface Area: 2.70 ACRES
 Capacity: 8.64 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 1 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3.00		NESWNW	25	28N	4E	LIBERTY
Total:	3.00						

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

178088-00 178090-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178089-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KOLSTAD & KOLSTAD INC
3500 CENTENNIAL CT
GREAT FALLS, MT 59404 3679

***Priority Date:** DECEMBER 31, 1917

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF BASIN COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		N2N2SW	25	28N	4E	LIBERTY

Period of Diversion: MARCH 1 TO JUNE 30

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: BAZELY RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	N2N2SW	25	28N	4E	LIBERTY

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 11.00 FEET
 Depth: 8.00 FEET
 Surface Area: 6.40 ACRES
 Capacity: 20.48 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SW	25	28N	4E	LIBERTY

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/22/2013: PERIOD OF DIVERSION, VOLUME, PERIOD OF USE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PURPOSE OF THIS CLAIM IS UNCLEAR AS MULTIPLE PURPOSES HAVE BEEN CLAIMED. THE CLAIMED PURPOSES INCLUDE STOCK AND STORAGE . MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178090-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KOLSTAD & KOLSTAD INC
3500 CENTENNIAL CT
GREAT FALLS, MT 59404 3679

***Priority Date:** DECEMBER 31, 1928

Type of Historical Right: USE

Purpose(use): FISH AND WILDLIFE

Purpose Clarification: FISH POND

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 8.64 AC-FT

Source Name: UNNAMED TRIBUTARY OF BASIN COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SENWNW	25	28N	4E	LIBERTY

Period of Diversion: MARCH 1 TO JUNE 30

Diversion Means: DAM

***Reservoir:** ONSTREAM **Reservoir Name:** MERKLING RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SENWNW	25	28N	4E	LIBERTY

Diversion to Reservoir: DIVERSION # 1

Dam Height: 11.00 FEET

Depth: 8.00 FEET

Surface Area: 2.70 ACRES

Capacity: 8.64 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESWNW	25	28N	4E	LIBERTY

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.

178088-00 178090-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178091-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ENNEBERG PROPERTIES LLC
PO BOX 152
KEVIN, MT 59454 0152

Priority Date: APRIL 22, 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 ROCKY SPRINGS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NW	SE	SW	11	35N	4W TOOLE

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NWSESW	11	35N	4W	TOOLE
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.10 ACRES					
Capacity:	0.40 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSESW	11	35N	4W	TOOLE

Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AN AMENDMENT WAS SUBMITTED ON 07/06/2009 WHICH HAS NOT BEEN IMPLEMENTED. THIS AMENDMENT WAS NOT SUBMITTED BY THE OWNER LISTED IN THE DNRC RECORDS.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178092-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GARY A ENNEBERG
 PO BOX 1288
 CUT BANK, MT 59427

Priority Date: SEPTEMBER 24, 1956

***Type of Historical Right:** USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** SPRING, UNNAMED TRIBUTARY OF ROCKY SPRINGS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NW	14	35N	4W	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NW	14	35N	4W	TOOLE

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178093-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KEVIN, TOWN OF
 PO BOX 137
 KEVIN, MT 59454

 GARY A ENNEBERG
 PO BOX 1288
 CUT BANK, MT 59427

***Priority Date:** MAY 14, 1970

Type of Historical Right: FILED

Purpose(use): DOMESTIC

Flow Rate: 20.00 GPM

Volume: 32.00 AC-FT

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNE	15	35N	4W	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2	35	35N	3W	TOOLE

Remarks:

THE COMBINED VOLUME OF THE SUPPLEMENTAL RIGHTS LISTED IN THE ABOVE STATEMENT SHALL NOT EXCEED 105 ACRE FEET PER YEAR.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 39990-00, 39991-00, 39992-00, 39994-00, 39995-00, 39996-00, 39997-00, 39998-00, 39999-00, 41000-00, 30176-00, 178093-00.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

CLAIM NOS. 178093-00 AND 39994-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THE CLAIMED PURPOSE (USE) COULD NOT BE IDENTIFIED DUE TO LACK OF DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178094-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ENNEBERG PROPERTIES LLC
 PO BOX 152
 KEVIN, MT 59454 0152

***Priority Date:** DECEMBER 31, 1963

Type of Historical Right: DECREED

Purpose(use): DOMESTIC

Flow Rate: 2.00 GPM

Volume: 0.00 AC-FT

***Source Name:** SPRING, UNNAMED TRIBUTARY OF ROCKY SPRINGS COULEE

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NESWNE	11	35N	4W	TOOLE

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

***Period of Use:** JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESWNE	11	35N	4W	TOOLE

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 PLACE OF USE AND ACRES COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

IT APPEARS THIS WATER RIGHT MAY NOT HAVE BEEN PERFECTED. ACCORDING TO INFORMATION IN THE CLAIM FILE, THERE APPEARS TO BE NO APPROPRIATION OF WATER. ALL ELEMENTS OF THIS CLAIM MAY BE QUESTIONABLE. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A FILED RIGHT.

THE VOLUME HAS NOT BEEN EXAMINED AS NO QUANTIFIED VOLUME WAS CLAIMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178095-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELLE BOCEK
 PO BOX 351
 EAST GLACIER PARK, MT 59434 0351

 TONI L IRGENS
 PO BOX 351
 EAST GLACIER PARK, MT 59434 0351

Priority Date:

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: 0.00 AC-FT

***Source Name:** UNNAMED TRIBUTARY OF SHELBY COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		S2	NESE	34	35N	3W	TOOLE

Period of Diversion:

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NENESE	34	35N	3W	TOOLE
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	6.50 ACRES					
Capacity:	26.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use:

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESE	34	35N	3W	TOOLE

Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 10/19/2007 , THIS WATER RIGHT APPEARS TO BE OWNED BY TONI IRGENS ETAL , PO BOX 351 , EAST GLACIER PARK, MT , 59434-0351.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

NO PERIOD OF USE HAS BEEN CLAIMED. THE USUAL AND REASONABLE PERIOD OF USE IN THIS AREA IS JANUARY 1ST TO DECEMBER 31ST.

NO PRIORITY DATE WAS CLAIMED.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME HAS NOT BEEN EXAMINED AS NO QUANTIFIED VOLUME WAS CLAIMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 178131-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: ROGER A ERICKSON
 424 ERICKSON RD
 CONRAD, MT 59425 8944

***Priority Date:** FEBRUARY 16, 1952

Type of Historical Right: USE

***Purpose(use):** MULTIPLE DOMESTIC

Flow Rate: 35.00 GPM

Volume: 2.00 AC-FT

Households: 2

***Source Name:** SPRING, UNNAMED TRIBUTARY OF MCDONALD COULEE

Source Type: GROUNDWATER
 ALSO KNOWN AS ALDRICH SPRING

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 410 AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES.

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		NWNENW	2	27N	4W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SPRING BOX

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSENW	2	27N	4W	PONDERA

Remarks:

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 10/30/2013.

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 JUNE 25TH, 2006, MR. ROGER A. ERICKSON FILED AN OBJECTION TO THIS CLAIM. IT WAS ADDED TO THE 410 OBJECTION LIST IN ERROR. THIS OBJECTION WILL BE RESOLVED DURING THE ADJUDICATION OF BASIN 41P.

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 410 AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES. ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTIONS PERIODS FOR EITHER BASIN. THE CLAIM RECEIVED A SOURCE OBJECTION IN BASIN 410.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 179958-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOHNSTONE PARTNERSHIP
1283 KENNADY LANE
SACRAMENTO, CA 95822

Priority Date: JULY 1, 1915

Type of Historical Right: USE

***Purpose(use):** MULTIPLE DOMESTIC

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 16.00 AC-FT

Households: 2

Maximum Acres: 1.00

Source Name: UNNAMED TRIBUTARY OF EAST DUGOUT COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWSW	10	27N	6E	CHOUTEAU

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSWSW	10	27N	6E	CHOUTEAU	
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	2.00 ACRES					
Capacity:	8.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00	SWNWSW	10	27N	6E	CHOUTEAU	
Total:	<u>1.00</u>						

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.

179958-00 179959-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED VOLUME EXCEEDS THE MAXIMUM FEASIBLE VOLUME. BASED ON THE FLOW RATE AND PERIOD OF USE, THE MAXIMUM VOLUME POSSIBLE IS 5.5 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 179959-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOHNSTONE PARTNERSHIP
1283 KENNADY LANE
SACRAMENTO, CA 95822

Priority Date: JULY 1, 1915

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF EAST DUGOUT COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWSW	10	27N	6E	CHOUTEAU	

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWSWSW	10	27N	6E	CHOUTEAU
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	2.00 ACRES					
Capacity:	8.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SW	10	27N	6E	CHOUTEAU

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.

179958-00 179959-00

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 179960-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOHNSTONE PARTNERSHIP
1283 KENNADY LANE
SACRAMENTO, CA 95822

Priority Date: JULY 1, 1965

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF EAST DUGOUT COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENW	10	27N	6E	CHOUTEAU

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWNENW	10	27N	6E	CHOUTEAU
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	3.50 ACRES					
Capacity:	14.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NW	10	27N	6E	CHOUTEAU

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 179961-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOHNSTONE PARTNERSHIP
1283 KENNADY LANE
SACRAMENTO, CA 95822

Priority Date: JULY 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 EAST DUGOUT COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWSE	4		27N	6E	CHOUTEAU

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NWNWSE	4	27N	6E	CHOUTEAU
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	3.50 ACRES					
Capacity:	14.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	4	27N	6E	CHOUTEAU

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 179962-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

***Owners:** MONTANA, STATE OF BOARD OF LAND COMMISSIONERS
 TRUST LAND MANAGEMENT DIVISION
 PO BOX 201601
 HELENA, MT 59620 1601

Priority Date: APRIL 1, 1925

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF EAST DUGOUT COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	9	27N	6E CHOUTEAU

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWNENE	9	27N	6E	CHOUTEAU
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	2.70 ACRES					
Capacity:	10.80 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NE	9	27N	6E	CHOUTEAU

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES GROUNDWATER FROM THE TETON RIVER DRAINAGE (BASIN 41O). THIS USE MAY POTENTIALLY AFFECT WATER RIGHTS IN THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41O 180884-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: ACTIVE

**Owners: LOIS H MILLER
320 S ILLINOIS ST
CONRAD, MT 59425**

Priority Date: MARCH 17, 1936

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 60.00 GPM

Volume: 4.00 AC-FT

Households: 1

Maximum Acres: 1.50

Source Name: ALDRICH SPRING

Source Type: GROUNDWATER

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 41O AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES.

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNENW	26	27N	4W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING
TANK TRUCK USED TO CONVEY WATER.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.50			23	28N	3W	PONDERA
Subdivision:		CONRAD SECOND ADD BLOCK: 38					
Total:	1.50						

THE PLACE OF USE INCLUDES LOTS 7, 8, 9 AND 10 OF CONRAD SECOND ADDITION.

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 APPEARS TO EXCEED THE CAPACITY OF THE GRAVITY FLOW DELIVERY SYSTEM. AVAILABLE DATA SUPPORTS A FLOW RATE OF 50.00 GPM.

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 41O AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES. ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN. THE CLAIM RECEIVED A SOURCE OBJECTION IN BASIN 41O.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 180946-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: BIG CHIEF WATER SERVICE
 % GARY FELAND
 PO BOX 562
 SHELBY, MT 59474 0562

Priority Date:

Type of Historical Right:

Purpose(use): COMMERCIAL

Flow Rate:

Volume: 6.14 AC-FT

***Source Name:** MARIAS RIVER

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWNWSE	20	31N	2W	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

NO QUANTIFIED FLOW RATE HAS BEEN CLAIMED.

THE CLAIMED PLACE OF USE COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

NO PRIORITY DATE WAS CLAIMED.

IT APPEARS THIS WATER RIGHT MAY NOT HAVE BEEN PERFECTED. NO PRIORITY DATE, TYPE OF RIGHT, FLOW RATE OR PLACE OF USE HAVE BEEN CLAIMED. ALL ELEMENTS OF THIS CLAIM MAY BE QUESTIONABLE.

NO TYPE OF HISTORICAL RIGHT WAS CLAIMED. DOCUMENTATION TO SUPPORT THE TYPE OF HISTORICAL RIGHT WAS NOT SUBMITTED WITH THIS CLAIM.

THE CLAIMED VOLUME CANNOT BE CONFIRMED DUE TO LACK OF DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES GROUNDWATER FROM THE TETON RIVER DRAINAGE (BASIN 41O). THIS USE MAY POTENTIALLY AFFECT WATER RIGHTS IN THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41O 181915-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: ACTIVE

Owners: STEPHEN C KELLOGG
PO BOX 998
CONRAD, MT 59425 0998

MITCHELL D KELLOGG
PO BOX 944
CONRAD, MT 59425

Priority Date: APRIL 15, 1944

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 60.00 GPM

Volume: 3.00 AC-FT

Households: 2

Maximum Acres: 3.00

Source Name: ALDRICH SPRING

Source Type: GROUNDWATER

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 41O AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES.

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		NWNENW	26	27N	4W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING
TANK TRUCK USED TO CONVEY WATER.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3.00		SWSESW	34	27N	3W	PONDERA

Total: 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.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE CAPACITY OF THE GRAVITY FLOW DELIVERY SYSTEM. AVAILABLE DATA SUPPORTS A FLOW RATE OF 50.00 GPM.

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 410 AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES. ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN. THE CLAIM RECEIVED A SOURCE OBJECTION IN BASIN 410.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES GROUNDWATER FROM THE TETON RIVER DRAINAGE (BASIN 41O). THIS USE MAY POTENTIALLY AFFECT WATER RIGHTS IN THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41O 181916-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: ACTIVE

**Owners: MITCHELL D KELLOGG
PO BOX 944
CONRAD, MT 59425**

Priority Date: MAY 30, 1953

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 60.00 GPM

Volume: 3.00 AC-FT

Households: 2

Maximum Acres: 3.00

Source Name: ALDRICH SPRING

Source Type: GROUNDWATER

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 41O AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES.

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		NWNENW	26	27N	4W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING
TANK TRUCK USED TO CONVEY WATER.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3.00		SWSWNW	5	26N	3W	TETON

Total: 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.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE CAPACITY OF THE GRAVITY FLOW DELIVERY SYSTEM. AVAILABLE DATA SUPPORTS A FLOW RATE OF 50.00 GPM.

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 410 AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES. ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN. THE CLAIM RECEIVED A SOURCE OBJECTION IN BASIN 410.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES GROUNDWATER FROM THE TETON RIVER DRAINAGE (BASIN 41O). THIS USE MAY POTENTIALLY AFFECT WATER RIGHTS IN THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41O 181923-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: ACTIVE

Owners: CAROL P HAWLEY
314 S COLORADO ST
CONRAD, MT 59425 1923

MERRILL S HAWLEY
314 S COLORADO ST
CONRAD, MT 59425 1923

Priority Date: APRIL 28, 1934

Type of Historical Right: USE

Purpose(use): MULTIPLE DOMESTIC

Flow Rate: 30.00 GPM

Volume: 4.00 AC-FT

Households: 2

Maximum Acres: 1.00

Source Name: ALDRICH SPRING

Source Type: GROUNDWATER

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 41O AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES.

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		NWNENW	26	27N	4W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING
TANK TRUCK USED TO CONVEY WATER.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESESE	15	27N	4W	PONDERA
2			SESESE	16	27N	4W	PONDERA
3	1.00			23	28N	3W	PONDERA
Subdivision:		MOUNTAIN VIEW PROPERTIES TRACT/LOT: 11 BLOCK: 4					
Total:	1.00						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/13/2003: VOLUME, PLACE OF USE.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE MAY BE INCORRECT. AVAILABLE DATA SUPPORTS A FLOW RATE OF 50.00 GPM.

THE SOURCE FOR THIS APPROPRIATION IS LOCATED ON THE DIVIDE BETWEEN ALDRICH COULEE IN BASIN 410 AND SOUTH PONDERA COULEE IN BASIN 41P. THE FLOW FROM THE SOURCE IS TRIBUTARY TO BOTH COULEES. ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181924-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: GEORGE O BOTHELL
% STACEY TRUMAN
2619 150TH ST
PRESCOTT, IA 50859

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF MARIAS RIVER, DRY FORK

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 10/12/2011.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181925-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUG C GORDON
 DECEASED
 PO BOX 1151
 CUT BANK, MT 59427

JEAN L GORDON
 PO BOX 1151
 CUT BANK, MT 59427

***Priority Date:** SEPTEMBER 25, 1901

Type of Historical Right: FILED

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF ROCKY SPRINGS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NESWNW	21	34N	3W	TOOLE	

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM/PIT

*Reservoir: ONSTREAM Reservoir Name: NORTH RESERVOIR

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NESWNW	21	34N	3W	TOOLE
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	6.00 ACRES					
Capacity:	30.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENWNW	21	34N	3W	TOOLE
2			NESWNW	21	34N	3W	TOOLE

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181926-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JEAN L GORDON
PO BOX 1151
CUT BANK, MT 59427

DOUG C GORDON
DECEASED
PO BOX 1151
CUT BANK, MT 59427

***Priority Date:** DECEMBER 31, 1937

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF INTERIOR DRAINAGE

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		NESWSW	19	34N	2W	TOOLE

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: EAST RESERVOIR SECTION 19

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NESWSW	19	34N	2W	TOOLE
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.50 ACRES					
Capacity:	2.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSW	19	34N	2W	TOOLE	

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181927-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DAVIS, BEVERLY TRUST
 CLARK TERRY & SHEPHERD PATRICIA CO-TRUSTEES
 402 S FOX RUN DR
 MAHOMET, IL 61853

ANITA PHELPS
 6829 MICREST
 DALLAS, TX 75240

PATRICIA SHEPHERD
 13683 WHITETAIL DR
 BLOOMINGTON, IL 61705 6351

Priority Date: OCTOBER 30, 1907

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:** LIEBENAU ALOE COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNE	33	34N	3W	TOOLE

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: SWIMMING HORSE RESERVOIR

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWNENE	33	34N	3W	TOOLE
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	2.50 ACRES					
Capacity:	10.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNENE	33	34N	3W	TOOLE	

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181928-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JEAN L GORDON
PO BOX 1151
CUT BANK, MT 59427

DOUG C GORDON
DECEASED
PO BOX 1151
CUT BANK, MT 59427

Priority Date: SEPTEMBER 26, 1901

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:** MANMADE PIT, UNNAMED TRIBUTARY OF ROCKY SPRINGS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWSWNW	33	34N	3W	TOOLE	

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: PIT

*Reservoir: ONSTREAM Reservoir Name: SHED RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSWNW	33	34N	3W	TOOLE

Diversion to Reservoir: DIVERSION # 1
 Depth: 10.00 FEET
 Surface Area: 1.00 ACRES
 Capacity: 5.00 ACRE-FEET

THE PIT EXTENDS INTO THE NESENE SEC 32 TWP 34N RGE 3W TOOLE COUNTY.

THE MAXIMUM DEPTH, SURFACE AREA AND CAPACITY HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWNW	33	34N	3W	TOOLE	

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181929-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JEAN L GORDON
PO BOX 1151
CUT BANK, MT 59427

DOUG C GORDON
DECEASED
PO BOX 1151
CUT BANK, MT 59427

***Priority Date:** MARCH 24, 1908

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:** POTTER COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		E2	NESW	3	33N	3W	TOOLE

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: HOME/POTTER RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
E2NESW		3	33N	3W	TOOLE

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 25.00 FEET
 Depth: 20.00 FEET
 Surface Area: 16.00 ACRES
 Capacity: 128.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2N2SE	3	33N	3W	TOOLE
2			NWNWSE	3	33N	3W	TOOLE
3			N2S2SE	3	33N	3W	TOOLE
4			E2NESW	3	33N	3W	TOOLE

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.

181929-00 181930-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181930-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUG C GORDON
DECEASED
PO BOX 1151
CUT BANK, MT 59427

JEAN L GORDON
PO BOX 1151
CUT BANK, MT 59427

***Priority Date:** MARCH 24, 1908

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: 136.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 134.00

***Source Name:** POTTER COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		E2	NESW	3	33N	3W TOOLE

***Period of Diversion:** APRIL 15 TO SEPTEMBER 30

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: HOME/POTTER RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NESW	3	33N	3W	TOOLE

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 25.00 FEET
 Depth: 20.00 FEET
 Surface Area: 16.00 ACRES
 Capacity: 128.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 15 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	134.00		NE	3	33N	3W	TOOLE
Total:	134.00						

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.

181929-00 181930-00

AUTHORIZATION TO CHANGE ISSUED 09-19-79 FOR CHANGE IN PLACE OF USE COMPLETED 06/21/1982.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

THE TOOLE COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 178-142 , DATED 08/10/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. INFORMATION AVAILABLE INDICATES A POST-JUNE 30, 1973 CHANGE IN PLACE OF USE.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181931-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JEAN L GORDON
PO BOX 1151
CUT BANK, MT 59427

DOUG C GORDON
DECEASED
PO BOX 1151
CUT BANK, MT 59427

Priority Date: SEPTEMBER 26, 1901

Type of Historical Right: FILED

***Purpose(use):** IRRIGATION

Irrigation Type: WATER SPREADING

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.

Volume: 0.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 1,600.00

***Source Name:** ROCKY SPRINGS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NENWSW	16	34N	3W	TOOLE

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DIKE

DIKE EXTENDS INTO THE S2NWSW SEC 16 TWP 34N RGE 3W TOOLE COUNTY.

***Period of Use:** JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	320.00		E2	20	34N	3W	TOOLE
2	160.00		W2	21	34N	3W	TOOLE
3	320.00		E2	29	34N	3W	TOOLE
4	320.00		E2	32	34N	3W	TOOLE
5	480.00			33	34N	3W	TOOLE
Total:	1,600.00						

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.

USDA AERIAL PHOTOGRAPH NO(S). 178-153 , DATED 08/10/1979 , APPEARS TO INDICATE 968.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). ZQ-4GG-42 AND ZQ-4GG-115 , DATED 07/16/1966 , APPEARS TO INDICATE 968.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE VOLUME HAS NOT BEEN EXAMINED AS NO QUANTIFIED VOLUME WAS CLAIMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181932-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: OFFERDAL, OLIVER & SON
 PO BOX 1012
 CONRAD, MT 59425

Priority Date: JUNE 15, 1935

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWNESE	34	28N	1E	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*2		N2NWSE	34	28N	1E	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*3		SENWSE	34	28N	1E	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						

Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NENWSE	34	28N	1E	PONDERA

Diversion to Reservoir: DIVERSION # 1

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNESE	34	28N	1E	PONDERA
2			N2NWSE	34	28N	1E	PONDERA
3			SENWSE	34	28N	1E	PONDERA

Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181933-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: O RAMSEY OFFERDAL
 PO BOX 1012
 CONRAD, MT 59425 1012

***Priority Date:** JUNE 30, 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: PONDERA COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		S2SENE	1	27N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		SESWNE	1	27N	1E	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*3		SWSNW	1	27N	1E	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*4	SESWNW	1	27N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*5	W2SWNW	1	27N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*6	E2NESW	1	27N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*7	SWNENE	2	27N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*8	NWNWNE	2	27N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*9	SEWNE	2	27N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*10	N2SENE	2	27N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*11	SESENE	2	27N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*12	NESWNE	2	27N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*13	S2SENE	33	28N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*14	SWSWNE	34	28N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
15	S2NW	34	28N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*16	N2NESE	34	28N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*17	W2SWSE	35	28N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				
*18	SWNESW	35	28N	1E	PONDERA	
	Period of Diversion:	JANUARY 1 TO DECEMBER 31				
	Diversion Means:	LIVESTOCK DIRECT FROM SOURCE				

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*19		NWSW	35	28N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*20		N2SESW	35	28N	1E	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2SENE	1	27N	1E	PONDERA
2			SESWNE	1	27N	1E	PONDERA
3			SWSENE	1	27N	1E	PONDERA
4			SESWNW	1	27N	1E	PONDERA
5			W2SWNW	1	27N	1E	PONDERA
6			E2NESW	1	27N	1E	PONDERA
7			SWNESE	2	27N	1E	PONDERA
8			NWNWNE	2	27N	1E	PONDERA
9			SESWNE	2	27N	1E	PONDERA
10			N2SENE	2	27N	1E	PONDERA
11			SESENE	2	27N	1E	PONDERA
12			NESWNE	2	27N	1E	PONDERA
13			S2SENE	33	28N	1E	PONDERA
14			SWSWNE	34	28N	1E	PONDERA
15			S2NW	34	28N	1E	PONDERA
16			N2NESE	34	28N	1E	PONDERA
17			W2SWSE	35	28N	1E	PONDERA
18			SWNESW	35	28N	1E	PONDERA
19			NWSW	35	28N	1E	PONDERA
20			N2SESW	35	28N	1E	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181934-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: O RAMSEY OFFERDAL
PO BOX 1012
CONRAD, MT 59425 1012

Priority Date: DECEMBER 1, 1900

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESENE	33	28N	1E	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
SESENE	33	28N	1E	PONDERA	

Diversion to Reservoir: DIVERSION # 1

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENE	33	28N	1E	PONDERA	

Remarks:

THE IMPLIED CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 211480-00, 211481-00, 211482-00, 211483-00.

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 STOCK DRINKING DIRECTLY FROM SOURCE.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181935-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: O RAMSEY OFFERDAL
 PO BOX 1012
 CONRAD, MT 59425 1012

Priority Date: JUNE 29, 1898

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 12.69 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

Maximum Acres: 335.00

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSENE	2	27N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: LYTLE DITCH

2		NWSESW	35	28N	1E	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	38.30		SENE	1	27N	1E	PONDERA
2	35.40		SWNE	1	27N	1E	PONDERA
3	32.54		SENW	1	27N	1E	PONDERA
4	35.11		SWNW	1	27N	1E	PONDERA
5	35.00		NESW	1	27N	1E	PONDERA
6	10.55	1	NENE	2	27N	1E	PONDERA
7	31.44	2	NWNE	2	27N	1E	PONDERA
8	36.70		SENE	2	27N	1E	PONDERA
9	3.36		NESWNE	2	27N	1E	PONDERA
10	25.57		W2SE	35	28N	1E	PONDERA
11	11.26		SESW	35	28N	1E	PONDERA
Total:	295.23						

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.

181935-00 181936-00 181939-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL PERIOD OF USE FOR THE CLAIMED PURPOSE WHICH IS APRIL 15 TO OCTOBER 15.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 117.32 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 278-136 , DATED 09/22/1979 , APPEARS TO INDICATE 203.90 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED MAY BE QUESTIONABLE. REVIEW OF THE AVAILABLE DATA APPEARS TO INDICATE 295.00 ACRES IRRIGATED.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 37.26 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181936-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: O RAMSEY OFFERDAL
 PO BOX 1012
 CONRAD, MT 59425 1012

Priority Date: JUNE 6, 1900

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 4.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

Maximum Acres: 347.00

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWSESW	35	28N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	38.30		SENE	1	27N	1E	PONDERA
2	35.40		SWNE	1	27N	1E	PONDERA
3	32.54		SENW	1	27N	1E	PONDERA

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4	35.11		SWNW	1	27N	1E	PONDERA
5	35.00		NESW	1	27N	1E	PONDERA
6	10.55	1	NENE	2	27N	1E	PONDERA
7	39.86	2	NWNE	2	27N	1E	PONDERA
8	40.00		SENE	2	27N	1E	PONDERA
9	40.00		SWNE	2	27N	1E	PONDERA
10	25.57		W2SE	35	28N	1E	PONDERA
11	11.26		SESW	35	28N	1E	PONDERA
Total:	343.59						

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.

181935-00 181936-00 181939-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE SUM OF THE PARCEL ACRES IS 343.59.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 15 TO OCTOBER 15.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 162.60 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 278-075 , DATED 08/10/1979 , APPEARS TO INDICATE 204.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 37.26 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181937-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: O RAMSEY OFFERDAL
 PO BOX 1012
 CONRAD, MT 59425 1012

Priority Date: JUNE 1, 1926

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.31 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: 35.00

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	34	28N	1E	PONDERA

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: PUMP

Period of Use: MAY 1 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	25.00		NE	34	28N	1E	PONDERA
2	10.00		NW	35	28N	1E	PONDERA

Total: 35.00

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
USDA AERIAL PHOTOGRAPH NO(S). 278-118 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181938-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: O RAMSEY OFFERDAL
 PO BOX 1012
 CONRAD, MT 59425 1012

Priority Date: JUNE 1, 1926

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 168.50 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: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENESE	34	28N	1E	PONDERA

Period of Diversion: JUNE 1 TO OCTOBER 15

Diversion Means: PUMP

Period of Use: JUNE 1 TO OCTOBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3.10		NENESE	34	28N	1E	PONDERA
2	4.69		NWNWSW	35	28N	1E	PONDERA
Total:	<u>7.79</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.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE SUM OF THE PARCEL ACRES IS 7.79.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181939-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: O RAMSEY OFFERDAL
PO BOX 1012
CONRAD, MT 59425 1012

Priority Date: JUNE 29, 1898

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 12.12 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE
AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

Maximum Acres: 320.00

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENE	2	27N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	27.56		SENE	1	27N	1E	PONDERA
2	34.12		SWNE	1	27N	1E	PONDERA
3	32.54		SENW	1	27N	1E	PONDERA
4	35.11		SWNW	1	27N	1E	PONDERA
5	22.20		NESW	1	27N	1E	PONDERA
6	19.29		NWNE	2	27N	1E	PONDERA
7	40.00		SENE	2	27N	1E	PONDERA
8	39.47		SWNE	2	27N	1E	PONDERA
Total:	250.29						

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.

181935-00 181936-00 181939-00

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 APPEARS TO BE INCORRECT. THE MEANS OF DIVERSION APPEARS TO BE A HEADGATE OR DITCH.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE MAXIMUM ACRES CLAIMED MAY BE QUESTIONABLE. THE SUM OF THE PARCEL ACRES IS 250.29.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL PERIOD OF USE FOR THE CLAIMED PURPOSE WHICH IS APRIL 15 TO OCTOBER 15.

THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 115.56 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 278-075 , DATED 08/10/1979 , APPEARS TO INDICATE 118.49 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

PART OF THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE IRRIGATED BY WATER FROM CLAIMED POINT OF DIVERSION

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 37.26 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181940-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: OFFERDAL, OLIVER & SON
 PO BOX 1012
 CONRAD, MT 59425

***Priority Date:** DECEMBER 11, 1963

THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER APPROPRIATION (12/11/1963). THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION.

Type of Historical Right: FILED

Purpose(use): STOCK

Flow Rate: 5.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWSE	34	28N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENWSE	34	28N	1E	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181941-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: OFFERDAL, OLIVER & SON
 PO BOX 1012
 CONRAD, MT 59425

***Priority Date:** MAY 31, 1888

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	33	28N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NWNESW	33	28N	1E	PONDERA
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	10.00 FEET					
Depth:	5.00 FEET					
Surface Area:	0.64 ACRES					
Capacity:	1.28 ACRE-FEET					

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNESW	33	28N	1E	PONDERA

Remarks:

IMPLIED CLAIM NO. 211479-00 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181942-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: OFFERDAL, OLIVER & SON
 PO BOX 1012
 CONRAD, MT 59425

***Priority Date:** JUNE 30, 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: PONDERA COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		N2S2	32	28N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		NWSWNE	33	28N	1E	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*3		S2SWNE	33	28N	1E	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4		SESENW	33	28N	1E	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		N2N2SW	33	28N	1E	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*6		N2NWSE	34	28N	1E	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*7		SENWSE	34	28N	1E	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N2S2	32	28N	1E	PONDERA
2			NWSWNE	33	28N	1E	PONDERA
3			S2SWNE	33	28N	1E	PONDERA
4			SESENW	33	28N	1E	PONDERA
5			N2N2SW	33	28N	1E	PONDERA
6			N2NWSE	34	28N	1E	PONDERA
7			SENWSE	34	28N	1E	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 181943-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: OFFERDAL, OLIVER & SON
 PO BOX 1012
 CONRAD, MT 59425

Priority Date: OCTOBER 15, 1949

Type of Historical Right: FILED

Purpose(use): DOMESTIC

Flow Rate: 10.00 GPM

Volume: 3.00 AC-FT

Households: 1

Maximum Acres: 2.50

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWSE	34	28N	1E	PONDERA	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.50		NENWSE	34	28N	1E	PONDERA
Total:	2.50						

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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**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

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Water Right Number: 41P 181944-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: O RAMSEY OFFERDAL
PO BOX 1012
CONRAD, MT 59425 1012

BETTY ANN OFFERDAL
PO BOX 1012
CONRAD, MT 59425 1012

Priority Date: JULY 15, 1938

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 40.39 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: 2.50

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWSE	34	28N	1E	PONDERA	

Period of Diversion: JUNE 1 TO NOVEMBER 15

Diversion Means: PUMP

Period of Use: JUNE 1 TO NOVEMBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.50		NENWSE	34	28N	1E	PONDERA
Total:	2.50						

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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**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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Water Right Number: 41P 184538-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HELEN H ELLIOTT
 PO BOX 924
 CONRAD, MT 59425

EVERETT C ELLIOTT
 DECEASED
 PO BOX 924
 CONRAD, MT 59425

Priority Date: JULY 11, 1902

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:**

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
 PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 735.00

Source Name: UNNAMED TRIBUTARY OF MARIAS RIVER, DRY FORK

Source Type: SURFACE WATER
 ALSO KNOWN AS WELCH COULEE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NENE	2	28N	3W	PONDERA

Period of Diversion: APRIL 15 TO SEPTEMBER 15

Diversion Means: DAM

Ditch Name: ELLIOTT DITCH

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
2		W2SESE	3	28N	3W	PONDERA

Period of Diversion: APRIL 15 TO SEPTEMBER 15

Diversion Means: PUMP

Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NENE	2	28N	3W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 13.00 FEET

Depth: 10.00 FEET

Surface Area: 1.50 ACRES

Capacity: 6.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 15 TO SEPTEMBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	320.00		N2	1	28N	3W	PONDERA
2	80.00		S2NW	2	28N	3W	PONDERA
3	135.00		SE	2	28N	3W	PONDERA
4	80.00		N2SW	2	28N	3W	PONDERA
5	120.00		E2E2	3	28N	3W	PONDERA
Total:	735.00						

Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

NO QUANTIFIED FLOW RATE HAS BEEN CLAIMED.

USDA AERIAL PHOTOGRAPH NO. 278-144 , DATED 09/22/1979 APPEARS TO INDICATE 43.63 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). 7R-2T-148 , DATED 06/23/1957 , APPEARS TO INDICATE 128.98 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED MAY BE QUESTIONABLE. REVIEW OF AVAILABLE DATA APPEARS TO INDICATE FEWER ACRES MAY HAVE BEEN IRRIGATED THAN HAS BEEN CLAIMED.

THE LEGAL LAND DESCRIPTION FOR POINT OF DIVERSION NO. 1 COULD NOT BE REFINED FROM INFORMATION IN THE FILE. THIS CLAIMED POINT OF DIVERSION CANNOT BE CONFIRMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 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: 41P 184539-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SUNSHINE RANCH LLC
 545 PIONEER RD S
 CONRAD, MT 59425 9041

Priority Date: APRIL 15, 1897

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 6.73 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 177.72

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		S	W	33	29N	2W	PONDERA

Period of Diversion: APRIL 15 TO SEPTEMBER 15

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO SEPTEMBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	68.71	2	NENE	5	28N	2W	PONDERA
2	69.01	3	NWNE	5	28N	2W	PONDERA
3	40.00		SESE	32	29N	2W	PONDERA
Total:	177.72						

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 09/26/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ROBERT DEVERIES, ETAL.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/26/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ROCK RINGS, INC.

USDA AERIAL PHOTOGRAPH NO. 278-142 , DATED 09-22-1979 , AND THE PONDERA COUNTY WATER RESOURCES SURVEY ZR-1T-180 APPEAR TO INDICATE FEWER ACRES IRRIGATED THAN CLAIMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 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: 41P 184540-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: EVERETT C ELLIOTT
 DECEASED
 PO BOX 924
 CONRAD, MT 59425
 HELEN H ELLIOTT
 PO BOX 924
 CONRAD, MT 59425

Priority Date: MAY 9, 1945

Type of Historical Right: FILED

Purpose(use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 1.50 AC-FT
Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.00

Source Name: WELCH COULEE
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSE	2	28N	3W	PONDERA

***Period of Diversion:** APRIL 15 TO SEPTEMBER 15
Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWSE	2	28N	3W	PONDERA
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	4.60 ACRES					
Capacity:	18.40 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 15 TO SEPTEMBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SWSE	2	28N	3W	PONDERA
Total:	40.00						

Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER WAS FIRST PUT TO USE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 184541-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HELEN H ELLIOTT
PO BOX 924
CONRAD, MT 59425

EVERETT C ELLIOTT
DECEASED
PO BOX 924
CONRAD, MT 59425

Priority Date: OCTOBER 14, 1907

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 7.50 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 1,280.00

Source Name: FLAT COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNW	2	28N	3W	PONDERA

Period of Diversion: APRIL 15 TO SEPTEMBER 15

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO SEPTEMBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	640.00			1	28N	3W	PONDERA
2	640.00			2	28N	3W	PONDERA
Total:	1,280.00						

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.

USDA AERIAL PHOTOGRAPH NOS. 278-144 , DATED 09/22/1979 , APPEAR TO INDICATE 264.96 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). ZR-02T-148 , DATED 06/23/1957 , APPEARS TO INDICATE 278.43 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED MAY BE QUESTIONABLE. REVIEW OF AVAILABLE DATA APPEARS TO INDICATE FEWER ACRES MAY HAVE BEEN IRRIGATED THAN HAS BEEN CLAIMED.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 184542-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HELEN H ELLIOTT
 PO BOX 924
 CONRAD, MT 59425

EVERETT C ELLIOTT
 DECEASED
 PO BOX 924
 CONRAD, MT 59425

Priority Date: JULY 21, 1892

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 10.51 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
 THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

Maximum Acres: 277.50

***Source Name:** MARIAS RIVER, DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1		4	28N	3W	PONDERA

Period of Diversion: APRIL 15 TO SEPTEMBER 15

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO SEPTEMBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	37.50	2	NWNE	2	28N	3W	PONDERA
2	25.00	3	NENW	2	28N	3W	PONDERA
3	35.00	4	NWNW	2	28N	3W	PONDERA
4	32.50	1	NENE	3	28N	3W	PONDERA
5	40.00	2	NWNE	3	28N	3W	PONDERA
6	22.50	3	NENW	3	28N	3W	PONDERA
7	40.00	4	NWNW	3	28N	3W	PONDERA
8	15.00	1	NENE	4	28N	3W	PONDERA
9	30.00			35	29N	3W	PONDERA
Total:	277.50						

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.

184542-00 184545-00

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 PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE POINT OF DIVERSION LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 184543-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: EVERETT C ELLIOTT
 DECEASED
 PO BOX 924
 CONRAD, MT 59425

HELEN H ELLIOTT
 PO BOX 924
 CONRAD, MT 59425

Priority Date: JULY 7, 1892

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 3.75 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 135.00

Source Name: MARIAS RIVER, DRY FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1		4	28N	3W	PONDERA

Period of Diversion: APRIL 15 TO SEPTEMBER 15

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO SEPTEMBER 15

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	32.50	1	NENE	3	28N	3W	PONDERA
2	40.00	2	NWNE	3	28N	3W	PONDERA
3	22.50	3	NENW	3	28N	3W	PONDERA
4	40.00	4	NWNW	3	28N	3W	PONDERA
Total:	135.00						

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.

184543-00 184544-00

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 PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE POINT OF DIVERSION LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER WAS FIRST PUT TO USE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 184544-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HELEN H ELLIOTT
PO BOX 924
CONRAD, MT 59425

EVERETT C ELLIOTT
DECEASED
PO BOX 924
CONRAD, MT 59425

Priority Date: JULY 7, 1892

Type of Historical Right: FILED

Purpose(usage): INDUSTRIAL

Flow Rate: 3.75 CFS

Volume:

Source Name: MARIAS RIVER, DRY FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2		2	28N	3W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		2	NWNE	2	28N	3W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

184543-00 184544-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE CAPACITY OF THE DIVERSION AND CONVEYANCE FACILITIES.

THE POINT OF DIVERSION LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

NO VOLUME HAS BEEN CLAIMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

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OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 184545-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: HELEN H ELLIOTT
PO BOX 924
CONRAD, MT 59425

EVERETT C ELLIOTT
DECEASED
PO BOX 924
CONRAD, MT 59425

Priority Date: JULY 21, 1892

Type of Historical Right: FILED

Purpose(usage): INDUSTRIAL

Flow Rate: 15.00 CFS

Volume:

Source Name: MARIAS RIVER, DRY FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2		2	28N	3W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		2	NWNE	2	28N	3W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

184542-00 184545-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE CAPACITY OF THE DIVERSION AND CONVEYANCE FACILITIES.

THE POINT OF DIVERSION LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

NO VOLUME HAS BEEN CLAIMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 187122-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

STACEY ONEAL
12095 BULLHEAD RD
VALIER, MT 59486

MICHAEL J ONEAL
12095 BULLHEAD RD
VALIER, MT 59486

TROY WANKEN
PO BOX 571
SHELBY, MT 59474

LOU ELLEN WANKEN
PO BOX 571
SHELBY, MT 59474

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: JANUARY 20, 1917

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: BULLHEAD CREEK

Source Type: SURFACE WATER

Source Name: UNNAMED TRIBUTARY OF BULLHEAD CREEK
Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		N2NENE	7	30N	3W	PONDERA
Source Name: UNNAMED TRIBUTARY OF BULLHEAD CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: PIT						
*2		SESESE	7	30N	3W	PONDERA
Source Name: BULLHEAD CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*3		SWSESE	7	30N	3W	PONDERA
Source Name: BULLHEAD CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*4		SESWSE	7	30N	3W	PONDERA
Source Name: BULLHEAD CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*5		SWSESE	8	30N	3W	PONDERA
Source Name: BULLHEAD CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*6		N2SWSE	8	30N	3W	PONDERA
Source Name: BULLHEAD CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*7		SESWSE	8	30N	3W	PONDERA
Source Name: BULLHEAD CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*8		SENESE	8	30N	3W	PONDERA
Source Name: BULLHEAD CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*9		N2SESW	8	30N	3W	PONDERA
Source Name: BULLHEAD CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*10		SWSESW	8	30N	3W	PONDERA
Source Name: BULLHEAD CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*11		S2SWSW	8	30N	3W	PONDERA
Source Name: BULLHEAD CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*12		NWNENE	17	30N	3W	PONDERA
Source Name:	BULLHEAD CREEK					
Period of Diversion:	JANUARY 1 TO DECEMBER 31					
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE					
*13		NENWNE	18	30N	3W	PONDERA
Source Name:	BULLHEAD CREEK					
Period of Diversion:	JANUARY 1 TO DECEMBER 31					
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE					
*14		W2NWNE	18	30N	3W	PONDERA
Source Name:	BULLHEAD CREEK					
Period of Diversion:	JANUARY 1 TO DECEMBER 31					
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE					
15		S2NENW	18	30N	3W	PONDERA
Source Name:	BULLHEAD CREEK					
Period of Diversion:	JANUARY 1 TO DECEMBER 31					
Diversion Means:	LIVESTOCK DIRECT FROM SOURCE					

***Reservoir:** ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	N2NENE	7	30N	3W	PONDERA
Diversion to Reservoir:	DIVERSION # 1				
Depth:	5.00 FEET				
Surface Area:	2.50 ACRES				
Capacity:	6.25 ACRE-FEET				

THE SURFACE AREA, CAPACITY, AND DEPTH HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N2NENE	7	30N	3W	PONDERA
2			SESESE	7	30N	3W	PONDERA
3			SWSESE	7	30N	3W	PONDERA
4			SESWSE	7	30N	3W	PONDERA
5			SWSESE	8	30N	3W	PONDERA
6			N2SWSE	8	30N	3W	PONDERA
7			SESWSE	8	30N	3W	PONDERA
8			SENESE	8	30N	3W	PONDERA
9			N2SESW	8	30N	3W	PONDERA
10			SWSESW	8	30N	3W	PONDERA
11			S2SWSW	8	30N	3W	PONDERA
12			NWNENE	17	30N	3W	PONDERA
13			NENWNE	18	30N	3W	PONDERA
14			W2NWNE	18	30N	3W	PONDERA
15			S2NENW	18	30N	3W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

IMPLIED CLAIM NO. 30031142-00 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.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/12/2012 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY SEIFERT, DALE ET AL., 5700 FOWLER LN, BOZEMAN, MT, 59718-7850.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/01/2003 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY NICKLAUS RAYMOND & JANETTE, 947 TRUNK BUTTE RD, VALIER, MT, 59486-5160.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/08/1997 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ANDREA A HURLEY, 1534 NW LARCH CT, MCMINVILLE, OR, 97128-5129.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/28/1999 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY WHEELER, KENNETH E JR & JACQUELINE A, 952 BEAVERHEAD RD, VALIER, MT, 59486-5306.

OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PARTS OF SECTIONS 8 AND 17 OF T30N AND R3W APPEAR TO BELONG TO JACK HURLEY, PO BOX 242, POLSON, MT 59860-0242. JACK HURLEY HAS WITHDRAWN HIS INTEREST IN THIS CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 187123-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: STACEY ONEAL
12095 BULLHEAD RD
VALIER, MT 59486

MICHAEL J ONEAL
12095 BULLHEAD RD
VALIER, MT 59486

Priority Date: NOVEMBER 13, 1920

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate:

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

Source Name: BULLHEAD 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		SWSWSW	7	30N	3W	PONDERA

Period of Diversion: JUNE 1 TO AUGUST 1

Diversion Means: HEADGATE

Period of Use: JUNE 1 TO AUGUST 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>
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Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

NO QUANTIFIED FLOW RATE HAS BEEN CLAIMED.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

THE POINT OF DIVERSION LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER SYSTEM WAS FIRST PUT TO USE.

ACCORDING TO INFORMATION IN THE CLAIM FILE, THIS WATER RIGHT MAY NOT HAVE BEEN PERFECTED FOR IRRIGATION USE. ALL ELEMENTS OF THIS CLAIM MAY BE QUESTIONABLE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 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: 41P 187124-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JACK HURLEY
 PO BOX 242
 POLSON, MT 59860 0242

Priority Date: NOVEMBER 13, 1920

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

***Flow Rate:** 900.00 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: 40.15

Source Name: BULLHEAD 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		SWSEW	8	30N	3W	PONDERA
	Period of Diversion: JUNE 1 TO AUGUST 1					
	Diversion Means: PUMP					
2		NESEW	8	30N	3W	PONDERA
	Period of Diversion: JUNE 1 TO AUGUST 1					
	Diversion Means: PUMP					
3		SEWSE	8	30N	3W	PONDERA
	Period of Diversion: JUNE 1 TO AUGUST 1					
	Diversion Means: PUMP					

Period of Use:

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	17.03		SWSW	8	30N	3W	PONDERA
2	4.69		N2SESW	8	30N	3W	PONDERA
3	6.11		NESWSE	8	30N	3W	PONDERA
4	12.32		E2SESE	8	30N	3W	PONDERA
Total:	40.15						

Remarks:

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 01/27/03.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/02/04: MAXIMUM ACRES, PLACE OF USE.

THIS CLAIM WAS PART OF A CERTIFICATION CASE REFERRED TO THE MONTANA WATER COURT UNDER SECTION 85-2-309 (2) MCA. THE ELEMENTS OF THE CLAIM MAY HAVE BEEN AMENDED BY THE WATER COURT AS A RESULT OF THESE PROCEEDINGS. SEE THE CLAIM FILE OR WATER COURT CASE WC2004-04 FOR MORE INFORMATION.

THE AVERAGE USE OF THIS CLAIM APPEARS TO HAVE BEEN ONCE EVERY THREE OR FOUR YEARS DEPENDING ON PRECIPITATION, WATER AVAILABILITY, AND TIME TO DEVOTE TO IRRIGATION.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 187125-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: **DISMISSED**

Owners: STACEY ONEAL
12095 BULLHEAD RD
VALIER, MT 59486

MICHAEL J ONEAL
12095 BULLHEAD RD
VALIER, MT 59486

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: BULLHEAD CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT.
THIS CLAIM WAS TERMINATED AS PART OF A CERTIFICATION CASE REFERRED TO THE MONTANA WATER COURT UNDER SECTION 85-2-309 (2) MCA. SEE THE CLAIM FILE OR WATER COURT CASE WC2004-04 FOR MORE INFORMATION.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 187143-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

CYNTHIA K FRETHEIM
PO BOX 251
SHELBY, MT 59474 0251

LYNDA L FRETHEIM
PO BOX 317
SHELBY, MT 59474 0317

MICHAEL R FRETHEIM
PO BOX 251
SHELBY, MT 59474 0251

SHELBY, CITY OF
112 1ST ST S
SHELBY, MT 59474

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

***Priority Date:** DECEMBER 31, 1891

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:** MARIAS RIVER

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	5	S2SW	4	30N	1W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*2	6	S2SW	4	30N	1W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*3	1	NE	8	30N	1W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*4	2	NE	8	30N	1W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*5	4	NE	8	30N	1W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*6	8	NE	8	30N	1W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*7	11	NE	8	30N	1W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*8	8	SENE	9	30N	1W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*9	10	NESE	9	30N	1W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*10	1	NWNE	10	30N	1W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*11	5	SENW	10	30N	1W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*12	6	NWSW	10	30N	1W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*13	10	NESE	19	31N	2W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*14	16	SESE	19	31N	2W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*15	2	SWNW	20	31N	2W	TOOLE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*16	3	SWNW	20	31N	2W	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*17	4	NWSW	20	31N	2W	TOOLE
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*18	5	NWSW	20	31N	2W	TOOLE
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		5	S2SW	4	30N	1W	TOOLE
2		6	S2SW	4	30N	1W	TOOLE
3		1	NE	8	30N	1W	TOOLE
4		2	NE	8	30N	1W	TOOLE
5		4	NE	8	30N	1W	TOOLE
6		8	NE	8	30N	1W	TOOLE
7		11	NE	8	30N	1W	TOOLE
8		8	SENE	9	30N	1W	TOOLE
9		10	NESE	9	30N	1W	TOOLE
10		1	NWNE	10	30N	1W	TOOLE
11		5	SENE	10	30N	1W	TOOLE
12		6	NWSW	10	30N	1W	TOOLE
13		10	NESE	19	31N	2W	TOOLE
14		16	SESE	19	31N	2W	TOOLE
15		2	SWNW	20	31N	2W	TOOLE
16		3	SWNW	20	31N	2W	TOOLE
17		4	NWSW	20	31N	2W	TOOLE
18		5	NWSW	20	31N	2W	TOOLE

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 01/02/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY PARKER JAMES H ETAL.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 07/24/2008 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY SCHULTHIES CHARLES R JR.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OR ALL OF THE PLACE OF USE APPEARS TO BE ON FEDERAL LAND.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 187144-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT E ORCUTT
PO BOX 650
AUGUSTA, MT 59410

***Priority Date:** DECEMBER 31, 1891

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 POWDER COULEE

Source Type: SURFACE WATER

SOURCE LOCATED WITHIN AN INTERIOR DRAINAGE.

UNNAMED NATURAL LAKE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S2SE	12	29N	1E	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2SE	12	29N	1E	TOOLE

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 187145-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KEIL RANCH INC
 881 FORT CONRAD TRAIL
 CONRAD, MT 59425 9071

***Priority Date:** DECEMBER 31, 1891

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:** MARIAS RIVER, DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWNESE	20	30N	1W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		E2NWSE	20	30N	1W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNESE	20	30N	1W	PONDERA
2			E2NWSE	20	30N	1W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M), THE MARIAS RIVER DRAINAGE (BASIN 41P) AND THE CUT BANK CREEK DRAINAGE (BASIN 41L). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 189930-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: BLACKFEET INDIAN RESERVATION
PO BOX 850
BROWNING, MT 59417**

**USA (DEPT OF INTERIOR BUREAU OF INDIAN AFF)
2021 4TH AVE N
BILLINGS, MT 59101 1461**

Priority Date: FEBRUARY 27, 1905

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 500.00 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: 20,000.00

Source Name: BIRCH CREEK
Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWNE	27	29N	8W	PONDERA

Period of Diversion: APRIL 1 TO OCTOBER 31
Diversion Means: HEADGATE
Ditch Name: BIRCH CREEK MAIN CANAL

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1					29N	8W	PONDERA
2					30N	6W	PONDERA
3					30N	7W	PONDERA
4					30N	8W	PONDERA
5					31N	5W	PONDERA
6					31N	6W	PONDERA
7					31N	7W	PONDERA

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.

189926-00 189928-00 189930-00 189932-00 189934-00 189935-00 189936-00
 189937-00 189938-00 189939-00 189940-00

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.

189930-00 189931-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS 05/07/1910.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M), THE MARIAS RIVER DRAINAGE (BASIN 41P) AND THE CUT BANK CREEK DRAINAGE (BASIN 41L). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 189931-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: USA (DEPT OF INTERIOR BUREAU OF INDIAN AFF)
2021 4TH AVE N
BILLINGS, MT 59101 1461**

**BLACKFEET INDIAN RESERVATION
PO BOX 850
BROWNING, MT 59417**

Priority Date: FEBRUARY 27, 1905

Type of Historical Right: FILED

Purpose(use): OTHER PURPOSE

Flow Rate: 500.00 CFS

Volume: 149,500.00 AC-FT

Source Name: BIRCH CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWNE	27	29N	8W	PONDERA

Period of Diversion: JANUARY 1 TO MARCH 31
NOVEMBER 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: BIRCH CREEK MAIN CANAL

Period of Use: JANUARY 1 TO MARCH 31
NOVEMBER 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					29N	8W	PONDERA
2					30N	6W	PONDERA
3					30N	7W	PONDERA
4					30N	8W	PONDERA
5					31N	5W	PONDERA
6					31N	6W	PONDERA
7					31N	7W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

189930-00 189931-00

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 189930-00.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE WAS NOT EXAMINED AS NO FLOW RATE GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIM EXAMINATION RULES.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE MAY BE QUESTIONABLE. THE CLAIMED PERIOD OF USE APPEARS TO BE INADEQUATE.

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS 05/07/1910.

THE PURPOSE OF THIS CLAIM IS UNCLEAR AS MULTIPLE PURPOSES HAVE BEEN CLAIMED. THE CLAIMED PURPOSES INCLUDE DOMESTIC, POWER GENERATION AND OTHER USES . MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M), THE MARIAS RIVER DRAINAGE (BASIN 41P) AND THE CUT BANK CREEK DRAINAGE (BASIN 41L). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 189932-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: USA (DEPT OF INTERIOR BUREAU OF INDIAN AFF)
2021 4TH AVE N
BILLINGS, MT 59101 1461**

**BLACKFEET INDIAN RESERVATION
PO BOX 850
BROWNING, MT 59417**

***Priority Date: MAY 7, 1910**

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 500.00 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: 15,000.00

Source Name: BLACKTAIL CREEK
Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NENENE	34	30N	8W	GLACIER

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1					30N	6W	PONDERA
2					30N	7W	PONDERA
3					30N	8W	PONDERA
4					31N	5W	PONDERA
5					31N	6W	PONDERA
6					31N	7W	PONDERA

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.

189926-00	189928-00	189930-00	189932-00	189934-00	189935-00	189936-00
189937-00	189938-00	189939-00	189940-00			

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.

189932-00 189933-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M), THE MARIAS RIVER DRAINAGE (BASIN 41P) AND THE CUT BANK CREEK DRAINAGE (BASIN 41L). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 189933-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: USA (DEPT OF INTERIOR BUREAU OF INDIAN AFF)
2021 4TH AVE N
BILLINGS, MT 59101 1461**

**BLACKFEET INDIAN RESERVATION
PO BOX 850
BROWNING, MT 59417**

***Priority Date: MAY 7, 1910**

Type of Historical Right: FILED

Purpose(use): OTHER PURPOSE

Flow Rate: 500.00 CFS

Volume: 14,950.00 AC-FT

Source Name: BLACKTAIL CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NENENE	34	30N	8W	GLACIER

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: BADGER-FISHER CANAL

Period of Use: JANUARY 1 TO MARCH 31
NOVEMBER 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1					30N	6W	PONDERA
2					30N	7W	PONDERA
3					30N	8W	PONDERA
4					31N	5W	PONDERA
5					31N	6W	PONDERA
6					31N	7W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

189932-00 189933-00

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 189932-00.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE MAY BE QUESTIONABLE. THE CLAIMED PERIOD OF USE APPEARS TO BE INADEQUATE.

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE PURPOSE OF THIS CLAIM IS UNCLEAR AS MULTIPLE PURPOSES HAVE BEEN CLAIMED. THE CLAIMED PURPOSES INCLUDE DOMESTIC, POWER GENERATION AND OTHER USES . MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 189934-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: USA (DEPT OF INTERIOR BUREAU OF INDIAN AFF)
2021 4TH AVE N
BILLINGS, MT 59101 1461**

**BLACKFEET INDIAN RESERVATION
PO BOX 850
BROWNING, MT 59417**

Priority Date: FEBRUARY 27, 1905

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: 75,000.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 60,000.00

Source Name: BADGER CREEK
Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SWSENE	24	30N	10W	GLACIER

Period of Diversion: APRIL 1 TO OCTOBER 31
Diversion Means: DAM
Ditch Name: FOUR HORNS FEEDER CANAL

***Reservoir:** ONSTREAM **Reservoir Name:** FOUR HORNS RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWNWSE	19	30N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1
Dam Height: 100.00 FEET
Depth: 97.00 FEET
Surface Area: 515.00 ACRES
Capacity: 20,000.00 ACRE-FEET

SEE THE NOTICE OF APPROPRIATION IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1					30N	6W	PONDERA
2					30N	7W	PONDERA
3					30N	8W	PONDERA
4					31N	5W	PONDERA
5					31N	6W	PONDERA
6					31N	7W	PONDERA

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.

189926-00	189928-00	189930-00	189932-00	189934-00	189935-00	189936-00
189937-00	189938-00	189939-00	189940-00			

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS 11/05/1914.

THE MAXIMUM STORAGE CAPACITY OF THIS RESERVOIR MAY BE QUESTIONABLE. ACCORDING TO DNRC ESTIMATES, THE MAXIMUM STORAGE CAPACITY IS 16317 ACRE-FEET.

ACCORDING TO INFORMATION IN THE CLAIM FILE, THE RESERVOIR WAS CONSTRUCTED IN 1932 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 3.75 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M), THE MARIAS RIVER DRAINAGE (BASIN 41P) AND THE CUT BANK CREEK RIVER DRAINAGE (BASIN 41L). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 189935-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: BLACKFEET INDIAN RESERVATION
PO BOX 850
BROWNING, MT 59417**

**USA (DEPT OF INTERIOR BUREAU OF INDIAN AFF)
2021 4TH AVE N
BILLINGS, MT 59101 1461**

***Priority Date: MAY 7, 1910**

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1,000.00 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: 80,000.00

Source Name: TWO MEDICINE RIVER
Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SESWNE	23	31N	10W	GLACIER

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: DIVERSION DAM

Ditch Name: TWO MEDICINE CANAL

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1					31N	5W	PONDERA
2					31N	6W	PONDERA
3					31N	7W	PONDERA
4					31N	8W	PONDERA
5					31N	9W	PONDERA
6					31N	10W	PONDERA
7					32N	5W	GLACIER
8					32N	6W	GLACIER
9					32N	7W	GLACIER
10					32N	8W	GLACIER
11					32N	9W	GLACIER
12					33N	5W	GLACIER
13					33N	6W	GLACIER
14					33N	7W	GLACIER
15					33N	8W	GLACIER
16					34N	6W	GLACIER
17					34N	7W	GLACIER
18					34N	8W	GLACIER

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.

189926-00 189928-00 189930-00 189932-00 189934-00 189935-00 189936-00

189937-00 189938-00 189939-00 189940-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

154512-00 189935-00

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 152615-00, 152616-00, 153731-00, 157838-00, 189935-00, 189938-00, 189940-00.

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M), THE MARIAS RIVER DRAINAGE (BASIN 41P) AND THE CUT BANK CREEK DRAINAGE (BASIN 41L). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 189937-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: USA (DEPT OF INTERIOR BUREAU OF INDIAN AFF)
2021 4TH AVE N
BILLINGS, MT 59101 1461**

**BLACKFEET INDIAN RESERVATION
PO BOX 850
BROWNING, MT 59417**

Priority Date: FEBRUARY 27, 1906

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.**

Volume: 100,000.00 AC-FT

Climatic Area: 5 - LOW

Maximum Acres: 75,000.00

***Source Name:** TWO MEDICINE 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		SESENW	35	32N	13W	GLACIER

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: DAM

***Reservoir:** ONSTREAM **Reservoir Name:** LOWER TWO MEDICINE LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESENW	35	32N	13W	GLACIER

Diversion to Reservoir: DIVERSION # 1

Dam Height: 60.00 FEET

Depth: 54.00 FEET

Surface Area: 775.18 ACRES

Capacity: 20,929.86 ACRE-FEET

THE DAM EXTENDS INTO THE SWSSENW , NESENW SEC 35 TWP 32N RGE 13W
 GLACIER COUNTY.

THE DAM HEIGHT, MAXIMUM DEPTH, SURFACE AREA HAVE BEEN ESTIMATED
 BY DNRC.

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1					31N	5W	PONDERA
2					31N	6W	PONDERA
3					31N	7W	PONDERA
4					31N	8W	PONDERA
5					31N	9W	PONDERA
6					31N	10W	PONDERA
7					32N	5W	GLACIER
8					32N	6W	GLACIER
9					32N	7W	GLACIER
10					32N	8W	GLACIER
11					32N	9W	GLACIER
12					33N	5W	GLACIER
13					33N	6W	GLACIER
14					33N	7W	GLACIER
15					33N	8W	GLACIER
16					34N	6W	GLACIER
17					34N	7W	GLACIER
18					34N	8W	GLACIER

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.

189926-00	189928-00	189930-00	189932-00	189934-00	189935-00	189936-00
189937-00	189938-00	189939-00	189940-00			

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS 10/21/1920.

ACCORDING TO INFORMATION IN THE CLAIM FILE, THE RESERVOIR WAS CONSTRUCTED IN 1913 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

ACCORDING TO INFORMATION IN THE CLAIM FILE, THE RESERVOIR WAS ENLARGED IN 1968 . THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 4.78 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M), THE MARIAS RIVER DRAINAGE (BASIN 41P) AND THE CUT BANK CREEK DRAINAGE (BASIN 41L). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 189938-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: USA (DEPT OF INTERIOR BUREAU OF INDIAN AFF)
2021 4TH AVE N
BILLINGS, MT 59101 1461**

**BLACKFEET INDIAN RESERVATION
PO BOX 850
BROWNING, MT 59417**

Priority Date: FEBRUARY 27, 1905

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: 189,633.00 AC-FT

Climatic Area: 5 - LOW

Maximum Acres: 75,000.00

Source Name: UNNAMED TRIBUTARY OF TWO MEDICINE RIVER
Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SESENW	34	32N	13W	GLACIER

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: DAM

***Reservoir:** ONSTREAM **Reservoir Name:** LOWER TWO MEDICINE LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESENW	34	32N	13W	GLACIER

Diversion to Reservoir: DIVERSION # 1

Dam Height: 60.00 FEET

Depth: 54.00 FEET

Surface Area: 775.18 ACRES

Capacity: 20,929.86 ACRE-FEET

THE DAM EXTENDS INTO THE SWSSENW , NESENW SEC 35 TWP 32N RGE 13W
 GLACIER COUNTY.

THE DAM HEIGHT, MAXIMUM DEPTH, SURFACE AREA HAVE BEEN ESTIMATED
 BY DNRC.

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1					31N	5W	PONDERA
2					31N	6W	GLACIER
3					31N	7W	GLACIER
4					31N	8W	PONDERA
5					31N	9W	PONDERA
6					31N	10W	PONDERA
7					32N	5W	GLACIER
8					32N	6W	GLACIER
9					32N	7W	GLACIER
10					32N	8W	GLACIER
11					32N	9W	GLACIER
12					33N	5W	GLACIER
13					33N	6W	GLACIER
14					33N	7W	GLACIER
15					33N	8W	GLACIER
16					34N	6W	GLACIER
17					34N	7W	GLACIER
18					34N	8W	GLACIER

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.

189926-00 189928-00 189930-00 189932-00 189934-00 189935-00 189936-00
189937-00 189938-00 189939-00 189940-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 152615-00, 152616-00, 153731-00, 157838-00, 189935-00, 189938-00, 189940-00.

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS 05/07/1910.

ACCORDING TO INFORMATION IN THE CLAIM FILE, THE RESERVOIR WAS CONSTRUCTED IN 1913 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

ACCORDING TO INFORMATION IN THE CLAIM FILE, THE RESERVOIR WAS ENLARGED IN 1968 . THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 9.00 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM
 IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE CUT BANK CREEK DRAINAGE (BASIN 41L) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M), THE MARIAS RIVER DRAINAGE (BASIN 41P) AND THE CUT BANK CREEK DRAINAGE (BASIN 41L). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41L 189939-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: USA (DEPT OF INTERIOR BUREAU OF INDIAN AFF)
 2021 4TH AVE N
 BILLINGS, MT 59101 1461**

**BLACKFEET INDIAN RESERVATION
 PO BOX 850
 BROWNING, MT 59417**

***Priority Date: MAY 7, 1910**

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: 50,000.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 25,000.00

***Source Name:** UNNAMED TRIBUTARY OF TWO MEDICINE RIVER
Source Type: SURFACE WATER
 ALSO KNOWN AS SPRING LAKE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NENENE	2	32N	8W	GLACIER

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: DAM

Ditch Name: SOUTH BRANCH CANAL

***Reservoir:** ONSTREAM **Reservoir Name:** MISSION LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NENENE	2	32N	8W	GLACIER

Diversion to Reservoir: DIVERSION # 1

Dam Height: 40.00 FEET

Depth: 37.00 FEET

Surface Area: 761.00 ACRES

Capacity: 11,262.80 ACRE-FEET

THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1					31N	5W	PONDERA
2					31N	6W	PONDERA
3					32N	5W	PONDERA
4					32N	6W	PONDERA
5					32N	7W	PONDERA
6					32N	8W	GLACIER
7					33N	5W	PONDERA
8					33N	6W	GLACIER
9					33N	7W	GLACIER
10					33N	8W	GLACIER

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.

189926-00 189928-00 189930-00 189932-00 189934-00 189935-00 189936-00
 189937-00 189938-00 189939-00 189940-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 4.44 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M) AND USES IT IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M), THE MARIAS RIVER DRAINAGE (BASIN 41P) AND THE CUT BANK CREEK DRAINAGE (BASIN 41L). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41M 189940-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: BLACKFEET INDIAN RESERVATION
PO BOX 850
BROWNING, MT 59417**

**USA (DEPT OF INTERIOR BUREAU OF INDIAN AFF)
2021 4TH AVE N
BILLINGS, MT 59101 1461**

***Priority Date: MAY 7, 1910**

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: 167,686.00 AC-FT

Climatic Area: 5 - LOW

Source Name: TWO MEDICINE CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS MIDDLE TWO MEDICINE LAKE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SE	36	32N	14W	GLACIER

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: DAM

***Reservoir:** ONSTREAM **Reservoir Name:** TWO MEDICINE LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SE	36	32N	14W	GLACIER

Diversion to Reservoir: DIVERSION # 1

Dam Height: 45.00 FEET

Depth: 40.00 FEET

Surface Area: 426.00 ACRES

Capacity: 6,816.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1					31N	5W	PONDERA
2					31N	6W	PONDERA
3					31N	7W	PONDERA
4					31N	8W	PONDERA
5					31N	9W	PONDERA
6					31N	10W	PONDERA
7					32N	5W	GLACIER
8					32N	6W	GLACIER
9					32N	7W	GLACIER
10					32N	8W	GLACIER
11					32N	9W	GLACIER
12					33N	5W	GLACIER
13					33N	6W	GLACIER
14					33N	7W	GLACIER
15					33N	8W	GLACIER
16					34N	6W	GLACIER
17					34N	7W	GLACIER
18					34N	8W	GLACIER

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.

189926-00	189928-00	189930-00	189932-00	189934-00	189935-00	189936-00
189937-00	189938-00	189939-00	189940-00			

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 152615-00, 152616-00, 153731-00, 157838-00, 189935-00, 189938-00, 189940-00.

NO ACRES CLAIMED

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 24.60 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 192874-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELBY, CITY OF
 112 1ST ST S
 SHELBY, MT 59474

Priority Date: JUNE 23, 1966

Type of Historical Right: USE

***Purpose(use):** FLOOD CONTROL

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 550.00 AC-FT
 THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Source Name: UNNAMED TRIBUTARY OF SULLIVAN COULEE

Source Type: SURFACE WATER
 THIS WATER RIGHT ALSO INCLUDES SURFACE WATER FROM SEVERAL UNNAMED TRIBUTARIES OF SULLIVAN COULEE.

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N	W	SWNE	22	32N	2W TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: COWPATH DAM (LAKE SHEL-OOLE)

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWNWNE	22	32N	2W	TOOLE
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	49.00 FEET					
Depth:	46.00 FEET					
Surface Area:	17.40 ACRES					
Capacity:	320.16 ACRE-FEET					

SEE THE NATIONAL INVENTORY OF DAMS REPORT IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2W2NENE	22	32N	2W	TOOLE
2			SWSENE	22	32N	2W	TOOLE
3			W2NE	22	32N	2W	TOOLE
4			NENW	22	32N	2W	TOOLE
5			N2SEW	22	32N	2W	TOOLE

Remarks:

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41P 192875-00.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIMED PURPOSE IS QUESTIONED AS A BENEFICIAL USE OF WATER EXISTING PRIOR TO JULY 1, 1973.

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 192875-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELBY, CITY OF
 112 1ST ST S
 SHELBY, MT 59474

Priority Date: JUNE 23, 1966

Type of Historical Right: USE

Purpose(use): RECREATION
 THIS DAM AND RESERVOIR ARE ALSO USED FOR FLOOD CONTROL PURPOSES.

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 550.00 AC-FT
 THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

***Source Name:** SULLIVAN COULEE
Source Type: SURFACE WATER
 THIS WATER RIGHT ALSO INCLUDES SURFACE WATER FROM SEVERAL UNNAMED TRIBUTARIES OF SULLIVAN COULEE.

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SW	SE	SW	15	32N	2W TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: SULLIVAN DAM (LAKE SHEL-OOLE)

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSESW	15	32N	2W	TOOLE

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 49.00 FEET
 Depth: 46.00 FEET
 Surface Area: 33.00 ACRES
 Capacity: 607.20 ACRE-FEET

SEE THE NATIONAL INVENTORY OF DAMS REPORT IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNWSE	15	32N	2W	TOOLE
2			S2NWSE	15	32N	2W	TOOLE
3			SWSE	15	32N	2W	TOOLE
4			S2NESW	15	32N	2W	TOOLE
5			SESW	15	32N	2W	TOOLE
6			W2SW	15	32N	2W	TOOLE

Remarks:

IMPLIED CLAIM NO. 41P 192874-00 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.

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 192876-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELBY, CITY OF
112 1ST ST S
SHELBY, MT 59474

Priority Date: AUGUST 11, 1958

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** MANMADE PIT, RESERVOIR COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		N2NWNE	20	32N	2W	TOOLE	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PIT

*Reservoir: ONSTREAM Reservoir Name: VIRDEN RESERVOIR

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		N2NWNE	20	32N	2W	TOOLE
Diversion to Reservoir:	DIVERSION # 1					
Depth:	10.00 FEET					
Surface Area:	5.30 ACRES					
Capacity:	26.50 ACRE-FEET					

THE CAPACITY, MAXIMUMUM DEPTH AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N2NWNE	20	32N	2W	TOOLE

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/07/2014: PURPOSE, MEANS OF DIVERSION, AND PLACE OF USE.

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 06/19/2014.

THE MEANS OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 07/30/2014.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 192877-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELBY, CITY OF
 112 1ST ST S
 SHELBY, MT 59474

Priority Date: JUNE 6, 1940

Type of Historical Right: FILED

Purpose(use): MUNICIPAL

Flow Rate: 300.00 GPM

Volume: 250.00 AC-FT

Source Name: GROUNDWATER

Source Type: GROUNDWATER
 ALSO KNOWN AS WELL NO. 1

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNESW	21	31N	2W	TOOLE

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: WELL
 PIPELINE USED TO CONVEY WATER.

Period of Use: MAY 1 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				21	32N	2W	TOOLE
2				22	32N	2W	TOOLE
3				27	32N	2W	TOOLE
4				28	32N	2W	TOOLE

THE PLACE OF USE IS THE CITY OF SHELBY.

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 41P 192877-00, 41P 192878-00, 41P 192879-00, 41P 192880-00, 41P 192881-00, 41P 192882-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 192878-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: SHELBY, CITY OF
 112 1ST ST S
 SHELBY, MT 59474

Priority Date: OCTOBER 1, 1946

Type of Historical Right: FILED

Purpose(use): MUNICIPAL

Flow Rate: 300.00 GPM

Volume: 450.00 AC-FT

Source Name: GROUNDWATER

Source Type: GROUNDWATER
 ALSO KNOWN AS WELL NO. 2

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	7	NWSESW	21	31N	2W	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL
 PIPELINE USED TO CONVEY WATER.

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				21	32N	2W	TOOLE
2				22	32N	2W	TOOLE
3				27	32N	2W	TOOLE
4				28	32N	2W	TOOLE

THE PLACE OF USE IS THE CITY OF SHELBY.

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 41P 192877-00, 41P 192878-00, 41P 192879-00, 41P 192880-00, 41P 192881-00, 41P 192882-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 192879-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELBY, CITY OF
 112 1ST ST S
 SHELBY, MT 59474

Priority Date: JULY 7, 1939

Type of Historical Right: FILED

Purpose(use): MUNICIPAL

Flow Rate: 300.00 GPM

Volume: 250.00 AC-FT

Source Name: GROUNDWATER

Source Type: GROUNDWATER
 ALSO KNOWN AS WELL NO. 3

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	7	NWSESW	21	31N	2W	TOOLE

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: WELL
 PIPELINE USED TO CONVEY WATER.

Period of Use: MAY 1 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				21	32N	2W	TOOLE
2				22	32N	2W	TOOLE
3				27	32N	2W	TOOLE
4				28	32N	2W	TOOLE

THE PLACE OF USE IS THE CITY OF SHELBY.

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 41P 192877-00, 41P 192878-00, 41P 192879-00, 41P 192880-00, 41P 192881-00, 41P 192882-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 192880-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: SHELBY, CITY OF
 112 1ST ST S
 SHELBY, MT 59474

Priority Date: OCTOBER 12, 1946

Type of Historical Right: FILED

Purpose(use): MUNICIPAL

Flow Rate: 300.00 GPM

Volume: 450.00 AC-FT

Source Name: GROUNDWATER

Source Type: GROUNDWATER
 ALSO KNOWN AS WELL NO. 4

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSESW	21	31N	2W	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL
 PIPELINE USED TO CONVEY WATER.

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				21	32N	2W	TOOLE
2				22	32N	2W	TOOLE
3				27	32N	2W	TOOLE
4				28	32N	2W	TOOLE

THE PLACE OF USE IS THE CITY OF SHELBY.

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 41P 192877-00, 41P 192878-00, 41P 192879-00, 41P 192880-00, 41P 192881-00, 41P 192882-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 192881-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELBY, CITY OF
 112 1ST ST S
 SHELBY, MT 59474

***Priority Date:** DECEMBER 26, 1963

THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER APPROPRIATION (12/26/1963). THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION.

Type of Historical Right: FILED

Purpose(use): MUNICIPAL

Flow Rate: 350.00 GPM

Volume: 550.00 AC-FT

Source Name: GROUNDWATER

Source Type: GROUNDWATER
 ALSO KNOWN AS WELL NO. 5

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	SE	21	31N	2W TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL
 PIPELINE USED TO CONVEY WATER.

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				21	32N	2W	TOOLE
2				22	32N	2W	TOOLE
3				27	32N	2W	TOOLE
4				28	32N	2W	TOOLE

THE PLACE OF USE IS THE CITY OF SHELBY.

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 41P 192877-00, 41P 192878-00, 41P 192879-00, 41P 192880-00, 41P 192881-00, 41P 192882-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 192882-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHELBY, CITY OF
112 1ST ST S
SHELBY, MT 59474

***Priority Date:** DECEMBER 26, 1963

THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER APPROPRIATION (12/26/1963). THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION.

Type of Historical Right: FILED

Purpose(use): MUNICIPAL

Flow Rate: 250.00 GPM

Volume: 400.00 AC-FT

Source Name: GROUNDWATER

Source Type: GROUNDWATER
ALSO KNOWN AS WELL NO. 6

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	21	31N	2W	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL
PIPELINE USED TO CONVEY WATER.

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				21	32N	2W	TOOLE
2				22	32N	2W	TOOLE
3				27	32N	2W	TOOLE
4				28	32N	2W	TOOLE

THE PLACE OF USE IS THE CITY OF SHELBY.

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 41P 192877-00, 41P 192878-00, 41P 192879-00, 41P 192880-00, 41P 192881-00, 41P 192882-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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Water Right Number: 41P 203022-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SKIERKA BROTHERS INC
5487 MT HWY 223
CHESTER, MT 59522 7607

Priority Date: JUNE 30, 1960

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF MARIAS RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESENW	34	29N	7E	LIBERTY

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESE	NW	34	29N	7E	LIBERTY
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.69 ACRES					
Capacity:	2.76 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO NOVEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESE	NW	34	29N	7E	LIBERTY

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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Water Right Number: 41P 203023-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JEANNE SKIERKA
 PO BOX 24
 WINIFRED, MT 59489 0024

ANNETTE M BOLD
 PO BOX 24
 WINIFRED, MT 59489 0024

ROBERT R BOLD
 PO BOX 24
 WINIFRED, MT 59489 0024

Priority Date: JUNE 30, 1916

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF MARIAS RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENSW	1	28N	6E	LIBERTY	

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NENESW	1	28N	6E	LIBERTY
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	4.53 ACRES					
Capacity:	18.12 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 1 TO NOVEMBER 30

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N2NESW	1	28N	6E	LIBERTY

Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 09/19/2007 , THIS WATER RIGHT APPEARS TO BE OWNED BY RIVERVIEW COLONY , PO BOX 238 , CHESTER , MT 59522.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 203026-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ANNETTE M BOLD
 PO BOX 24
 WINIFRED, MT 59489 0024

ROBERT R BOLD
 PO BOX 24
 WINIFRED, MT 59489 0024

JEANNE SKIERKA
 PO BOX 24
 WINIFRED, MT 59489 0024

Priority Date: JUNE 30, 1916

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** HORSE COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SEN	WSE	1	28N	6E	LIBERTY

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SE	1	28N	6E	LIBERTY
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	9.22 ACRES					
Capacity:	36.88 ACRE-FEET					

THE DAM/RESERVOIR EXTENDS INTO THE NENWSE SEC 01 TWP 28N RGE 06E LIBERTY COUNTY.

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 1 TO NOVEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENWSE	1	28N	6E	LIBERTY
2			SE	1	28N	6E	LIBERTY

Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 09/19/2007 , THIS WATER RIGHT APPEARS TO BE OWNED BY RIVERVIEW COLONY , PO BOX 238 , CHESTER , MT 59522.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 203027-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT R BOLD
 PO BOX 24
 WINIFRED, MT 59489 0024

JEANNE SKIERKA
 PO BOX 24
 WINIFRED, MT 59489 0024

ANNETTE M BOLD
 PO BOX 24
 WINIFRED, MT 59489 0024

Priority Date: JUNE 30, 1916

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF HORSE COULEE, EAST FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESENE	13	28N	6E	LIBERTY

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESENE	13	28N	6E	LIBERTY	
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.50 ACRES					
Capacity:	2.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 1 TO NOVEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESENE	13	28N	6E	LIBERTY	

Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 09/19/2007 , THIS WATER RIGHT APPEARS TO BE OWNED BY RIVERVIEW COLONY , PO BOX 238 , CHESTER , MT 59522.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 203028-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JANET L SAXTON
PO BOX 179
CHESTER, MT 59522 0179

GARTH P GOOD
PO BOX 179
CHESTER, MT 59522 0179

LILA GOOD
PO BOX 179
CHESTER, MT 59522

CHARLES M SAXTON
PO BOX 179
CHESTER, MT 59522 0179

Priority Date: JUNE 30, 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 DUGOUT COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWNENW	35	29N	6E	LIBERTY

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWNENW	35	29N	6E	LIBERTY
Diversion to Reservoir:	DIVERSION # 1				
Dam Height:	13.00 FEET				
Depth:	10.00 FEET				
Surface Area:	0.82 ACRES				
Capacity:	3.28 ACRE-FEET				

THE DAM/RESERVOIR EXTENDS INTO THE SWNENW SEC 35 TWP 29N RGE 06E LIBERTY COUNTY.

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 TO NOVEMBER 30

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2NENW	35	29N	6E	LIBERTY

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 203029-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ANNETTE M BOLD
PO BOX 24
WINIFRED, MT 59489 0024

ROBERT R BOLD
PO BOX 24
WINIFRED, MT 59489 0024

JEANNE SKIERKA
PO BOX 24
WINIFRED, MT 59489 0024

Priority Date: JUNE 30, 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 MARIAS RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNE	2	28N	6E	LIBERTY	

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWSWNE	2	28N	6E	LIBERTY
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	1.00 ACRES					
Capacity:	4.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 1 TO NOVEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSWNE	2	28N	6E	LIBERTY

Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 09/19/2007 , THIS WATER RIGHT APPEARS TO BE OWNED BY RIVERVIEW COLONY , PO BOX 238 , CHESTER , MT 59522.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206960-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

***Priority Date:** DECEMBER 17, 1891

Type of Historical Right: FILED

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

ALSO KNOWN AS NORTH FORK DRY FORK, MARIAS RIVER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	4	NENENW	1	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*2	3	SWNWNW	1	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*3		NESENE	2	27N	8W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		4	NENENW	1	27N	8W	TETON
2		3	SWNWNW	1	27N	8W	TETON
3			NESENE	2	27N	8W	TETON

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

206960-00 206969-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206961-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

***Priority Date:** SEPTEMBER 30, 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 MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER
ALSO KNOWN AS STATLER SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
*1		NE	SENE	35	28N	8W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NE	SENE	35	28N	8W PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206962-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

***Priority Date:** FEBRUARY 28, 1912

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		W2	36	28N	8W	PONDERA	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2	36	28N	8W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

206962-00 206968-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206963-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

***Priority Date:** FEBRUARY 28, 1912

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SWSWNW	36	28N	8W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: NUMBER 2

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
SWSWNW	36	28N	8W	PONDERA	

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 13.00 FEET
 Depth: 10.00 FEET
 Surface Area: 0.20 ACRES
 Capacity: 0.80 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNW	36	28N	8W	PONDERA	

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206964-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: FEBRUARY 28, 1912

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SWSWNW	36	28N	8W	PONDERA	

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: NUMBER 2

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSWNW	36	28N	8W	PONDERA	
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.20 ACRES					
Capacity:	0.80 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNW	36	28N	8W	PONDERA	

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206965-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: FEBRUARY 6, 1912

Type of Historical Right: FILED

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** SPRING, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER
ALSO KNOWN AS STATLER SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
*1		NE	SENE	35	28N	8W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NE	SENE	35	28N	8W PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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. 41P 207008-00, 41P 207029-00, 41P 206965-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206966-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: DECEMBER 12, 1917

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SESE	10	27N	8W	TETON	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESE	10	27N	8W	TETON

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

206966-00 206970-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206968-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: FEBRUARY 28, 1912

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: NATURAL SUBIRRIGATION

***Flow Rate:** NO FLOW RATE HAS BEEN DECREED FOR THIS USE OF NATURAL SUBIRRIGATION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 90.00

***Source Name:** SUBIRRIGATION, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: GROUNDWATER
ALSO KNOWN AS STATLER SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	4	NEN	WNW	1	27N	8W	TETON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: SUBIRRIGATION

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*2		NWSW	36	28N	8W	PONDERA

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: SUBIRRIGATION

*3		SWSW	36	28N	8W	PONDERA
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Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: SUBIRRIGATION

Period of Use: APRIL 15 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00	4	NENWNW	1	27N	8W	TETON
2	40.00		NWSW	36	28N	8W	PONDERA
3	40.00		SWSW	36	28N	8W	PONDERA
Total:	90.00						

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.

206962-00 206968-00

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.

USDA AERIAL PHOTOGRAPH NO(S). 278-093 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZR-05T-022 , DATED 06/29/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206969-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: DECEMBER 17, 1891

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 3.08 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 81.40

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SESW	2	27N	8W	TETON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	18.80	3	NENW	1	27N	8W	TETON
2	32.60	4	NWNW	1	27N	8W	TETON
3	10.00	1	NENE	2	27N	8W	TETON
4	20.00		N2SENE	2	27N	8W	TETON
Total:	81.40						

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.

206960-00 206969-00

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 CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
 FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
 USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
 AERIAL PHOTOGRAPH NO(S). ZR-05T-023 , DATED 06/29/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206970-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: DECEMBER 12, 1917

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: NATURAL SUBIRRIGATION

***Flow Rate:** NO FLOW RATE HAS BEEN DECREED FOR THIS USE OF NATURAL SUBIRRIGATION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 60.00

***Source Name:** SUBIRRIGATION, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SESE	10	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*2		W2SWSE	10	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

NO MAN MADE DIVERSION

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SESE	10	27N	8W	TETON
2	20.00		W2SWSE	10	27N	8W	TETON
Total:	60.00						

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.

206966-00 206970-00

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 PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

USDA AERIAL PHOTOGRAPH NO(S). 178-066 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-094 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206971-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: JUNE 30, 1892

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SWN	WNW	11	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		NWS	WNW	11	27N	8W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*3		NWNWSW	11	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNWNW	11	27N	8W	TETON
2			NWSWNW	11	27N	8W	TETON
3			NWNWSW	11	27N	8W	TETON

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

206971-00 206996-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206972-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: NOVEMBER 18, 1921

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 MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NE	SE	SW	10	27N	8W TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESESW	10	27N	8W	TETON

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206973-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: SEPTEMBER 4, 1890

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
RUNOFF

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SWSENE	11	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: MANIX RESERVOIR #1

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSENE	11	27N	8W	TETON

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 11.00 FEET
 Depth: 8.00 FEET
 Surface Area: 0.35 ACRES
 Capacity: 1.12 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSENE	11	27N	8W	TETON

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206974-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: OCTOBER 1, 1891

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SWSESW	2	27N	8W	TETON
*Source Name: MARIAS RIVER, MIDDLE FORK DRY FORK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*2		SESENE	10	27N	8W	TETON
*Source Name: MARIAS RIVER, MIDDLE FORK DRY FORK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*3		W2	10	27N	8W	TETON
*Source Name: UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*4		NENWNW	11	27N	8W	TETON
*Source Name: MARIAS RIVER, MIDDLE FORK DRY FORK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSESW	2	27N	8W	TETON
2			SESENE	10	27N	8W	TETON
3			W2	10	27N	8W	TETON
4			NENWNW	11	27N	8W	TETON

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, 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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206975-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: NOVEMBER 18, 1921

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 MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1			NENESE	10	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENESE	10	27N	8W	TETON

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206976-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

***Priority Date:** OCTOBER 1, 1891

***Type of Historical Right:** FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NESWSW	10	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESWSW	10	27N	8W	TETON

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, 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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206977-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: SEPTEMBER 4, 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:** SPRING, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER
ALSO KNOWN AS MANIX SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SE	11	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENWNE	11	27N	8W	TETON

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

206977-00 206991-00 207007-00

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. 41P 206977-00, 41P 206987-00, 41P 206991-00, 41P 206993-00, 41P 206994-00, 41P 206997-00, 41P 207007-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206978-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: JUNE 9, 1913

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 WOODS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		N	SW	NE	14	27N	8W TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		S	E	SW	NE	14	27N 8W TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSWNE	14	27N	8W	TETON
2			SESWNE	14	27N	8W	TETON

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 SOURCE MAY BE QUESTIONABLE. BASED ON AVAILABLE DATA, THE SOURCE MAY BE SURFACE WATER FROM WOODS COULEE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206979-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: OCTOBER 31, 1890

Type of Historical Right: USE

Purpose(usage): STOCK

Flow Rate: 30.00 GPM

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER
 ALSO KNOWN AS WELL NO. 1

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	2	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSWSW	2	27N	8W	TETON

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 CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 41P 206979-00, 41P 206992-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206980-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: OCTOBER 1, 1891

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWSWNE	10	27N	8W	TETON	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		SESENW	10	27N	8W	TETON	
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*3		NWNESW	10	27N	8W	TETON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*4		NENWSW	10	27N	8W	TETON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*5		NWNWNW	11	27N	8W	TETON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSWNE	10	27N	8W	TETON
2			SESENW	10	27N	8W	TETON
3			NWNESW	10	27N	8W	TETON
4			NENWSW	10	27N	8W	TETON
5			NWNWNW	11	27N	8W	TETON

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, 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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206981-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: OCTOBER 1, 1891

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:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
*1		NW	SWNE	10	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: NUMBER 4

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSWNE	10	27N	8W	TETON

Diversion to Reservoir: DIVERSION # 1

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSWNE	10	27N	8W	TETON

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

206981-00 207006-00

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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

THE CLAIMED PLACE OF USE COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE RESERVOIR CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206982-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: NOVEMBER 30, 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:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NESWNE	2	27N	8W	TETON	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		SESWNW	2	27N	8W	TETON	
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*3	2	NWNWSE	2	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESWNE	2	27N	8W	TETON
2			SESWNW	2	27N	8W	TETON
3		2	NWNWSE	2	27N	8W	TETON

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206983-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

***Priority Date:** OCTOBER 1, 1891

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWNWSE	2	27N	8W	TETON	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNWSE	2	27N	8W	TETON

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, 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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206984-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: OCTOBER 1, 1891

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NESWNE	2	27N	8W	TETON	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		SENEW	2	27N	8W	TETON	
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*3		NESESW	2	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESWNE	2	27N	8W	TETON
2			SESESW	2	27N	8W	TETON
3			NESESW	2	27N	8W	TETON

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, 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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206985-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

***Priority Date:** OCTOBER 1, 1891

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1			NENENE	10	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENENE	10	27N	8W	TETON

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, 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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206986-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: MAY 31, 1909

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1			NESENE	9	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2			NESENE	9	27N	8W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*3		NESESE	9	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESENE	9	27N	8W	TETON
2			NENESE	9	27N	8W	TETON
3			NESESE	9	27N	8W	TETON

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206987-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: SEPTEMBER 4, 1890

Type of Historical Right: FILED

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
ALL THE WATER

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER 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 MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER
ALSO KNOWN AS MANIX SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SEN	WNE	11	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: NUMBER 1

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SE	11	27N	8W	TETON
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.30 ACRES					
Capacity:	1.20 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	11	27N	8W	TETON

Remarks:

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. 41P 206977-00, 41P 206987-00, 41P 206991-00, 41P 206993-00, 41P 206994-00, 41P 206997-00, 41P 207007-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206988-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

***Priority Date:** OCTOBER 1, 1891

Type of Historical Right: FILED

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1			S	W	SE	10	27N 8W TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: NUMBER 3

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSE	10	27N	8W	TETON

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 13.00 FEET
 Depth: 10.00 FEET
 Surface Area: 2.00 ACRES
 Capacity: 8.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSE	10	27N	8W	TETON

Remarks:

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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206989-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: SEPTEMBER 30, 1938

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
RUNOFF

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		S	10	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: NUMBER 3

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSE	10	27N	8W	TETON

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 13.00 FEET
 Depth: 10.00 FEET
 Surface Area: 2.00 ACRES
 Capacity: 8.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSE	10	27N	8W	TETON	

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206990-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: SEPTEMBER 30, 1938

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NW	SWNE	10	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: NUMBER 4

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSWNE	10	27N	8W	TETON

Diversion to Reservoir: DIVERSION # 1

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSWNE	10	27N	8W	TETON

Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE DAM 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206991-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: SEPTEMBER 4, 1890

Type of Historical Right: FILED

***Purpose(use):** MULTIPLE DOMESTIC

Flow Rate:
 ALL THE FLOW OF MANIX SPRING.

Volume: 0.00 AC-FT
 ALL THE VOLUME OF MANIX SPRING.

Households: 2

***Source Name:** SPRING, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: GROUNDWATER
 ALSO KNOWN AS MANIX SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SENWNE	11	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWW	2	27N	8W	TETON

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

206977-00 206991-00 207007-00

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.

NO QUANTIFIED FLOW RATE WAS CLAIMED. THE FLOW RATE GUIDELINE FOR THIS PURPOSE IS 35 GPM.

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. 41P 206977-00, 41P 206987-00, 41P 206991-00, 41P 206993-00, 41P 206994-00, 41P 206997-00, 41P 207007-00.

NO QUANTIFIED VOLUME WAS CLAIMED. THE VOLUME GUIDELINE FOR THIS PURPOSE IS 3.00 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206992-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936
 ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

***Priority Date:** JANUARY 31, 1938

Type of Historical Right: USE

***Purpose(use):** MULTIPLE DOMESTIC

Flow Rate: 30.00 GPM

Volume: 4.00 AC-FT

Households: 2

Maximum Acres: 1.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER
 ALSO KNOWN AS WELL NO. 1

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWSW	2	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		SESWSW	2	27N	8W	TETON

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
Total:	1.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMS LISTED FOLLOWING THIS STATEMENT MAY BE A MULTIPLE USE OF THE SAME RIGHT. THESE CLAIMS MAY NEED A MULTIPLE USE REMARK. 41P 206979-00, 41P 206992-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206993-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

***Priority Date:** SEPTEMBER 4, 1890

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.
 ENTIRE FLOW OF MANIX SPRING.

Volume: 0.00 AC-FT
 ENTIRE VOLUME OF MARIAS RIVER, MIDDLE FORK DRY FORK.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 20.00

***Source Name:** SPRING, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER
 ALSO KNOWN AS MANIX SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1			SWNENE	11	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: NUMBER 1

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWNE	11	27N	8W	TETON
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.30 ACRES					
Capacity:	1.20 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 15 TO OCTOBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.00		E2SWSE	2	27N	8W	TETON
Total:	20.00						

Remarks:

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.
 THE FLOW RATE HAS NOT BEEN EXAMINED AS NO QUANTIFIED FLOW RATE WAS CLAIMED.
 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. 41P 206977-00, 41P 206987-00, 41P 206991-00, 41P 206993-00, 41P 206994-00, 41P 206997-00, 41P 207007-00.
 USDA AERIAL PHOTOGRAPH NO(S). 178-085 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
 AERIAL PHOTOGRAPH NO(S). ZR-05T-023 , DATED 06/29/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
 THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
 VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
 THE VOLUME HAS NOT BEEN EXAMINED AS NO QUANTIFIED VOLUME WAS CLAIMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206994-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: SEPTEMBER 4, 1890

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.
ENTIRE FLOW OF MANIX SPRING.

Volume: 0.00 AC-FT
ENTIRE VOLUME OF MARIAS RIVER, MIDDLE FORK DRY FORK.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.00

***Source Name:** SPRING, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER
ALSO KNOWN AS MANIX SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SW	NENE	11	27N	8W TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: NUMBER 1

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWNE	11	27N	8W	TETON
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.30 ACRES					
Capacity:	1.20 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 15 TO OCTOBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NWNE	11	27N	8W	TETON
Total:	40.00						

Remarks:

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.
THE FLOW RATE HAS NOT BEEN EXAMINED AS NO QUANTIFIED FLOW RATE WAS CLAIMED.
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. 41P 206977-00, 41P 206987-00, 41P 206991-00, 41P 206993-00, 41P 206994-00, 41P 206997-00, 41P 207007-00.
USDA AERIAL PHOTOGRAPH NO(S). 178-085 , DATED 08/31/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
AERIAL PHOTOGRAPH NO(S). ZR-05T-023 , DATED 06/29/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
THE VOLUME HAS NOT BEEN EXAMINED AS NO QUANTIFIED VOLUME WAS CLAIMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206995-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

***Priority Date:** DECEMBER 31, 1908

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: NATURAL SUBIRRIGATION

***Flow Rate:** NO FLOW RATE HAS BEEN DECREED FOR THIS USE OF NATURAL SUBIRRIGATION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 20.00

***Source Name:** SUBIRRIGATION, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		E2NESE	10	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

NO MAN MADE DIVERSION

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.00		E2NESE	10	27N	8W	TETON
Total:	20.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-094 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206996-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: JUNE 30, 1892

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: NATURAL SUBIRRIGATION

***Flow Rate:** NO FLOW RATE HAS BEEN DECREED FOR THIS USE OF NATURAL SUBIRRIGATION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 140.00

***Source Name:** SUBIRRIGATION, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SENE	10	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*2		NWSE	10	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

*3		W2NWNW	11	27N	8W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

*4		SWNW	11	27N	8W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

NO MAN MADE DIVERSION

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SENE	10	27N	8W	TETON
2	40.00		NWSE	10	27N	8W	TETON
3	20.00		W2NWNW	11	27N	8W	TETON
4	40.00		SWNW	11	27N	8W	TETON
Total:	140.00						

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.

206971-00 206996-00

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 PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-094 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THIS CLAIM APPEARS TO DIVERT WATER FROM TWO SEPARATE SOURCES. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206997-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: SEPTEMBER 4, 1890

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate:

ENTIRE FLOW OF MANIX SPRING.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 35.00

***Source Name:** SPRING, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER
ALSO KNOWN AS MANIX SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SWNWNE	11	27N	8W	TETON	

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.00		NWSE	2	27N	8W	TETON
2	10.00		SESE	2	27N	8W	TETON
3	5.00		NWNE	11	27N	8W	TETON
Total:	35.00						

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 MEANS OF DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
 THE FLOW RATE HAS NOT BEEN EXAMINED AS NO QUANTIFIED FLOW RATE WAS CLAIMED.
 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. 41P 206977-00, 41P 206987-00, 41P 206991-00, 41P 206993-00, 41P 206994-00, 41P 206997-00, 41P 207007-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-085 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-021 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE VOLUME HAS NOT BEEN EXAMINED AS NO QUANTIFIED VOLUME WAS CLAIMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206998-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

***Priority Date:** OCTOBER 1, 1891

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.14 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 30.00

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWSWNE	10	27N	8W	TETON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	30.00		NENE	10	27N	8W	TETON
Total:	30.00						

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.

206998-00 207000-00 207006-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE 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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-094 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 206999-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

***Priority Date:** OCTOBER 1, 1891

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: 32.00

***Source Name:** SUBIRRIGATION, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		S	W	10	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

NO MAN-MADE DIVERSION

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	32.00		SWSW	10	27N	8W	TETON
Total:	32.00						

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, 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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

USDA AERIAL PHOTOGRAPH NO(S). 178-066 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-094 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207000-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: OCTOBER 1, 1891

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 7.77 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
 THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 205.00

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWSWNE	10	27N	8W	TETON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*2		SWNESW	10	27N	8W	TETON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SWSW	2	27N	8W	TETON
2	40.00		NWNE	10	27N	8W	TETON
3	20.00		N2SWNE	10	27N	8W	TETON
4	5.00		SWSWNE	10	27N	8W	TETON
5	40.00		SENW	10	27N	8W	TETON
6	5.00		SESWNW	10	27N	8W	TETON
7	30.00		NESW	10	27N	8W	TETON
8	10.00		E2NWSW	10	27N	8W	TETON
9	5.00		NENWNW	11	27N	8W	TETON
10	10.00		NWNWNW	11	27N	8W	TETON
Total:	205.00						

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.

206998-00 207000-00 207006-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE 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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-094 , DATED 07/13/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATES 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207001-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

***Priority Date:** OCTOBER 1, 1891

Type of Historical Right: FILED

Purpose(use): IRRIGATION
Irrigation Type: FLOOD

***Flow Rate:** 1.78 CFS
THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 47.00

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK
Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NENWNE	10	27N	8W	TETON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	47.00		E2SW	2	27N	8W	TETON
Total:	47.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZR-05T-023 , DATED 07/13/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207002-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: NOVEMBER 18, 1921

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: NATURAL SUBIRRIGATION

***Flow Rate:** NO FLOW RATE HAS BEEN DECREED FOR THIS USE OF NATURAL SUBIRRIGATION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.00

***Source Name:** SUBIRRIGATION, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SESW	10	27N	8W	TETON	

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: SUBIRRIGATION

NO MAN MADE DIVERSION

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SESW	10	27N	8W	TETON
Total:	40.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

USDA AERIAL PHOTOGRAPH NO(S). 178-094 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-094 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207003-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: APRIL 6, 1906

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: NATURAL SUBIRRIGATION

***Flow Rate:** NO FLOW RATE HAS BEEN DECREED FOR THIS USE OF NATURAL SUBIRRIGATION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 57.00

***Source Name:** SUBIRRIGATION, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SE	9	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*2		NENESE	9	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

*3		S2NESE	9	27N	8W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

*4		N2SESE	9	27N	8W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	7.00		SESENE	9	27N	8W	TETON
2	10.00		NENESE	9	27N	8W	TETON
3	20.00		S2NESE	9	27N	8W	TETON
4	20.00		N2SESE	9	27N	8W	TETON
Total:	57.00						

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 PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

USDA AERIAL PHOTOGRAPH NO(S). 178-066 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-093 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THIS CLAIM APPEARS TO DIVERT WATER FROM THREE SEPARATE SOURCES. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207004-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

***Priority Date:** OCTOBER 1, 1891

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: 20.00

***Source Name:** SUBIRRIGATION, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		N2NWSE	2	27N	8W	TETON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: SUBIRRIGATION
 NO MAN MADE DIVERSION

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.00		N2NWSE	2	27N	8W	TETON
Total:	20.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE 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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZR-05T-023 , DATED 07/13/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207005-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: NOVEMBER 30, 1902

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: NATURAL SUBIRRIGATION

***Flow Rate:** NO FLOW RATE HAS BEEN DECREED FOR THIS USE OF NATURAL SUBIRRIGATION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 80.00

***Source Name:** SUBIRRIGATION, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		E2SWNE	2	27N	8W	TETON	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*2		S2	SENW	2	27N	8W TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

*3		SW	NW	2	27N	8W TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

NO MAN MADE DIVERSION

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.00		E2	SWNE	2	27N	8W TETON
2	20.00		S2	SENW	2	27N	8W TETON
3	40.00		SW	NW	2	27N	8W TETON

Total: 80.00

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 PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

USDA AERIAL PHOTOGRAPH NO(S). 278-093 , DATED 09/22/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZR-05T-023 , DATED 06/29/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THIS CLAIM APPEARS TO DIVERT WATER FROM FOUR SEPARATE SOURCES. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207006-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: OCTOBER 1, 1891

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: 575.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 115.00

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWSWNE	10	27N	8W	TETON

***Period of Diversion:** APRIL 15 TO OCTOBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: NUMBER 4

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSWNE	10	27N	8W	TETON

Diversion to Reservoir: DIVERSION # 1

Period of Use: APRIL 15 TO OCTOBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SWSW	2	27N	8W	TETON
2	40.00		NWNE	10	27N	8W	TETON
3	20.00		N2SWNE	10	27N	8W	TETON
4	5.00		NWNW	11	27N	8W	TETON
5	10.00		NWNWNW	11	27N	8W	TETON
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.

206998-00 207000-00 207006-00

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.

206981-00 207006-00

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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-094 , DATED 07/13/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207007-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: SEPTEMBER 4, 1890

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate:

ENTIRE FLOW OF MANIX SPRING.

***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: 100.00

***Source Name:** SPRING, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER
 ALSO KNOWN AS MANIX SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SEN	WNE	11	27N	8W	TETON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	36.00		NWNE	11	27N	8W	TETON
2	40.00		NENW	11	27N	8W	TETON
3	24.00		NWNW	11	27N	8W	TETON
Total:	100.00						

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.

206977-00 206991-00 207007-00

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 CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
- THE FLOW RATE HAS NOT BEEN EXAMINED AS NO QUANTIFIED FLOW RATE WAS CLAIMED.
- 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. 41P 206977-00, 41P 206987-00, 41P 206991-00, 41P 206993-00, 41P 206994-00, 41P 206997-00, 41P 207007-00.
- USDA AERIAL PHOTOGRAPH NO(S). 178-085 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
- AERIAL PHOTOGRAPH NO(S). ZS-05T-021 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
- THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
- THE VOLUME HAS NOT BEEN EXAMINED AS NO QUANTIFIED VOLUME WAS CLAIMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES GROUNDWATER FROM THE MARIAS RIVER DRAINAGE (BASIN 41P). THIS USE MAY POTENTIALLY AFFECT WATER RIGHTS IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN.

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207008-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: FEBRUARY 6, 1912

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.37 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 36.20

Source Name: SPRING, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

ALSO KNOWN AS STATLER SPRING

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESENE	35	28N	8W	PONDERA

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	36.20	2		2	27N	8W	TETON
Total:	36.20						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 41P 207008-00, 41P 207029-00, 41P 206965-00. USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED. AERIAL PHOTOGRAPH NO(S). ZR-05T-022 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED. 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207009-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: SEPTEMBER 30, 1912

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NW	NESW	3	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: NUMBER 6

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NWNESW	3	27N	8W	TETON
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.20 ACRES					
Capacity:	0.80 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESW	3	27N	8W	TETON	

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207010-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

***Priority Date:** APRIL 10, 1894

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 WOODS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1			NENWSE	14	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: NUMBER 7

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	N2NWSE	14	27N	8W	TETON

Diversion to Reservoir: DIVERSION # 1
Dam Height: 13.00 FEET
Depth: 10.00 FEET
Surface Area: 0.50 ACRES
Capacity: 2.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENWSE	14	27N	8W	TETON

Remarks:

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. 41P 207010-00, 41P 207014-00, 41P 207016-00, 41P 207021-00, 41P 207027-00, 41P 207032-00, 41P 207033-00.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207011-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: SEPTEMBER 30, 1938

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
RUNOFF

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF WOODS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NENWSE	14	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: NUMBER 7

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NENWSE	14	27N	8W	TETON
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.50 ACRES					
Capacity:	2.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENWSE	14	27N	8W	TETON

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207012-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: MARCH 6, 1910

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
RUNOFF

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** SNOW COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SW	NESE	1	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: NUMBER 8

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWNESE	1	27N	8W	TETON
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.20 ACRES					
Capacity:	0.80 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNESE	1	27N	8W	TETON	

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207013-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: MARCH 6, 1910

Type of Historical Right: FILED

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SNOW COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NE	SE	1	27N	8W TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: NUMBER 8

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWNESE	1	27N	8W	TETON
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.20 ACRES					
Capacity:	0.80 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNESE	1	27N	8W	TETON	

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

207013-00 207030-00

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. 41P 207013-00, 41P 207015-00, 41P 207018-00, 41P 207030-00, 41P 207031-00, 41P 207034-00.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS 03/16/1910.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207014-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: APRIL 10, 1894

Type of Historical Right: FILED

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF WOODS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NE	SENE	14	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		NEN	WSE	14	27N	8W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESENE	14	27N	8W	TETON
2			NENWSE	14	27N	8W	TETON

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, 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. 41P 207010-00, 41P 207014-00, 41P 207016-00, 41P 207021-00, 41P 207027-00, 41P 207032-00, 41P 207033-00.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207015-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: MARCH 16, 1910

Type of Historical Right: FILED

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** SNOW COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NWNENE	1	27N	8W	TETON	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		NWSENE	1	27N	8W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*3		NWNESE	1	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*4		SENWSE	1	27N	8W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		1	NWNENE	1	27N	8W	TETON
2			NWSENE	1	27N	8W	TETON
3			NWNESE	1	27N	8W	TETON
4			SENWSE	1	27N	8W	TETON

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

207015-00 207034-00

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. 41P 207013-00, 41P 207015-00, 41P 207018-00, 41P 207030-00, 41P 207031-00, 41P 207034-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207016-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

***Priority Date:** APRIL 10, 1894

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 WOODS COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSE	11	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		NENE	14	27N	8W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		NWNE	14	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSE	11	27N	8W	TETON
2			NENE	14	27N	8W	TETON
3			NWNE	14	27N	8W	TETON

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, 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. 41P 207010-00, 41P 207014-00, 41P 207016-00, 41P 207021-00, 41P 207027-00, 41P 207032-00, 41P 207033-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207017-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: AUGUST 31, 1896

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:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	2	NWNWNE	1	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		NWSWNW	1	27N	8W	TETON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		2	NWNWNE	1	27N	8W	TETON
2			NWSWNW	1	27N	8W	TETON

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207018-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: MARCH 6, 1910

Type of Historical Right: FILED

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** SNOW COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1			S	W	SENE	1	27N 8W TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: NUMBER 9

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSENE	1	27N	8W	TETON

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 13.00 FEET
 Depth: 10.00 FEET
 Surface Area: 0.20 ACRES
 Capacity: 0.80 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSENE	1	27N	8W	TETON

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

207018-00 207031-00

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. 41P 207013-00, 41P 207015-00, 41P 207018-00, 41P 207030-00, 41P 207031-00, 41P 207034-00.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS 03/16/1910.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207019-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: MARCH 6, 1910

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
 RUNOFF

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** SNOW COULEE
Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		S	WSENE	1	27N	8W TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM Reservoir Name: NUMBER 9

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSENE	1	27N	8W	TETON

Diversion to Reservoir: DIVERSION # 1
Dam Height: 13.00 FEET
Depth: 10.00 FEET
Surface Area: 0.20 ACRES
Capacity: 0.80 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSENE	1	27N	8W	TETON

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207020-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: SEPTEMBER 30, 1912

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.
 RUNOFF

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWNWSE	3	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: NUMBER 5

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NWNWSE	3	27N	8W	TETON
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.50 ACRES					
Capacity:	2.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNWSE	3	27N	8W	TETON

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207021-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: APRIL 10, 1894

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 WOODS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWNWSE	14	27N	8W	TETON	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNWSE	14	27N	8W	TETON

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, 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. 41P 207010-00, 41P 207014-00, 41P 207016-00, 41P 207021-00, 41P 207027-00, 41P 207032-00, 41P 207033-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207022-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: APRIL 30, 1917

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	3	SENENW	2	27N	8W	TETON	

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2	4	NWSWNW	2	27N	8W	TETON	
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		3	SEENW	2	27N	8W	TETON
2		4	NWSWNW	2	27N	8W	TETON

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207023-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: JULY 8, 1914

Type of Historical Right: FILED

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF WOODS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1			SENESE	15	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENESE	15	27N	8W	TETON

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

207023-00 207026-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207024-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: FEBRUARY 28, 1912

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK
Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SE	SE	35	28N	8W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		NE	SW	35	28N	8W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESESE	35	28N	8W	PONDERA
2			NESWSE	35	28N	8W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207025-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

***Priority Date:** JANUARY 31, 1913

Type of Historical Right: USE

Purpose(use): DOMESTIC

Flow Rate: 20.00 GPM

Volume: 1.30 AC-FT

Households: 1

***Source Name:** GROUNDWATER

Source Type: GROUNDWATER
 ALSO KNOWN AS NUMBER 2

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	2	SWNWNE	1	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		2	SWNWNE	1	27N	8W	TETON

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207026-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

 TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: JULY 8, 1914

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 2.08 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 55.00

***Source Name:** UNNAMED TRIBUTARY OF WOODS COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWNE	22	27N	8W	TETON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	55.00		N2SE	15	27N	8W	TETON
Total:	55.00						

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.

207023-00 207026-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 178-085 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-093 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207027-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: APRIL 10, 1894

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: 15.00

***Source Name:** SUBIRRIGATION, UNNAMED TRIBUTARY OF WOODS COULEE

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		N2NWSE	14	27N	8W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

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	15.00		N2NWSE	14	27N	8W	TETON
Total:	15.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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. 41P 207010-00, 41P 207014-00, 41P 207016-00, 41P 207021-00, 41P 207027-00, 41P 207032-00, 41P 207033-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-085 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-023 , DATED 07/18/1958 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207028-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

***Priority Date:** OCTOBER 1, 1891

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: 4 - MODERATELY LOW

Maximum Acres: 160.00

***Source Name:** MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SWNWNE	16	27N	8W	TETON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NESE	3	27N	8W	TETON
2	40.00		NWSE	3	27N	8W	TETON
3	40.00		NESW	3	27N	8W	TETON
4	40.00		SESW	3	27N	8W	TETON
Total:	160.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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. 41P 206974-00, 41P 206976-00, 41P 206980-00, 41P 206981-00, 41P 206983-00, 41P 206984-00, 41P 206985-00, 41P 206988-00, 41P 206998-00, 41P 206999-00, 41P 207000-00, 41P 207001-00, 41P 207004-00, 41P 207006-00, 41P 207028-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-067 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-094 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

****** THIS IS AN INTERBASIN TRANSFER CLAIM ******

THIS APPROPRIATION OF WATER TAKES GROUNDWATER FROM THE MARIAS RIVER DRAINAGE (BASIN 41P). THIS USE MAY POTENTIALLY AFFECT WATER RIGHTS IN THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER BASIN.

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207029-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: FEBRUARY 6, 1912

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: 4 - MODERATELY LOW

Maximum Acres: 80.00

***Source Name:** SPRING, UNNAMED TRIBUTARY OF MARIAS RIVER, MIDDLE FORK DRY FORK

Source Type: SURFACE WATER

ALSO KNOWN AS STATLER SPRING

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NESENE	35	28N	8W	PONDERA

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	80.00		S2SE	35	28N	8W	PONDERA
Total:	80.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 41P 207008-00, 41P 207029-00, 41P 206965-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZR-05T-022 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207030-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936
 TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: MARCH 6, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION
Irrigation Type: FLOOD

***Flow Rate:** 3.19 CFS
 THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
 THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 84.20

Source Name: SNOW COULEE
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NE	SE	1	27N	8W TETON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	39.20	1	NENE	1	27N	8W	TETON
2	25.00		SENE	1	27N	8W	TETON
3	20.00		N2NESE	1	27N	8W	TETON
Total:	84.20						

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.

207013-00 207030-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE 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. 41P 207013-00, 41P 207015-00, 41P 207018-00, 41P 207030-00, 41P 207031-00, 41P 207034-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-021 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS 03/16/1910.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207031-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: MARCH 6, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 17.00 GPM

PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 30.00

Source Name: SNOW COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSENE	1	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM **Reservoir Name:** NUMBER 9

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSENE	1	27N	8W	TETON

Diversion to Reservoir: DIVERSION # 1
Dam Height: 13.00 FEET
Depth: 10.00 FEET
Surface Area: 0.20 ACRES
Capacity: 0.80 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 15 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.00	1	NENE	1	27N	8W	TETON
2	20.00	2	NWNE	1	27N	8W	TETON
3	8.00		W2SENE	1	27N	8W	TETON
Total:	30.00						

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

207018-00 207031-00

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. 41P 207013-00, 41P 207015-00, 41P 207018-00, 41P 207030-00, 41P 207031-00, 41P 207034-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-021 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS 03/16/1910.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207032-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

***Priority Date:** APRIL 10, 1894

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: 20.00

***Source Name:** SUBIRRIGATION, UNNAMED TRIBUTARY OF WOODS COULEE

Source Type: GROUNDWATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		S2	NENE	14	27N	8W TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: SUBIRRIGATION

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	20.00		S2NENE	14	27N	8W	TETON
Total:	20.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE 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. 41P 207010-00, 41P 207014-00, 41P 207016-00, 41P 207021-00, 41P 207027-00, 41P 207032-00, 41P 207033-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-085 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-023 , DATED 07/18/1958 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207033-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALLEN L DENZER
PO BOX 936
CONRAD, MT 59425 0936

TERRI L DENZER
PO BOX 936
CONRAD, MT 59425 0936

Priority Date: APRIL 10, 1894

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 5.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 160.00

***Source Name:** UNNAMED TRIBUTARY OF WOODS COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NE	SENE	14	27N	8W	TETON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SWNW	13	27N	8W	TETON
2	40.00		SENE	14	27N	8W	TETON
3	80.00		N2SE	14	27N	8W	TETON
Total:	160.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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. 41P 207010-00, 41P 207014-00, 41P 207016-00, 41P 207021-00, 41P 207027-00, 41P 207032-00, 41P 207033-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-085 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-023 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 207034-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: TERRI L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936
 ALLEN L DENZER
 PO BOX 936
 CONRAD, MT 59425 0936

Priority Date: MARCH 16, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION
Irrigation Type: FLOOD

Flow Rate: 17.00 GPM
 PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
 PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 82.20

***Source Name:** SNOW COULEE
Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SWNESE	1	27N	8W	TETON

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM **Reservoir Name:** NUMBER 8

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWNESE	1	27N	8W	TETON

Diversion to Reservoir: DIVERSION # 1
Dam Height: 13.00 FEET
Depth: 10.00 FEET
Surface Area: 0.20 ACRES
Capacity: 0.80 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 15 TO OCTOBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	37.20	1	NENE	1	27N	8W	TETON
2	25.00		SENE	1	27N	8W	TETON
3	20.00		NESE	1	27N	8W	TETON
Total:	82.20						

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.

207015-00 207034-00

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. 41P 207013-00, 41P 207015-00, 41P 207018-00, 41P 207030-00, 41P 207031-00, 41P 207034-00.

USDA AERIAL PHOTOGRAPH NO(S). 178-084 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). ZS-05T-021 , DATED 07/18/1957 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 210335-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: A

Owners: RICHARD A AZNOE
1043 GILT EDGE STAGE
LEWISTOWN, MT 59457 2089

VICKI R AZNOE
1043 GILT EDGE STAGE
LEWISTOWN, MT 59457 2089

***Priority Date:** DECEMBER 31, 1929

CLAIM FILED LATE 05/03/1982 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL FEDERAL AND INDIAN RESERVED WATER RIGHTS.

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF BASIN COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNE	25	27N	3E	CHOUTEAU

*Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWNE	25	27N	3E	CHOUTEAU

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 13.00 FEET
 Depth: 10.00 FEET
 Surface Area: 7.40 ACRES
 Capacity: 29.60 ACRE-FEET

THE MAXIMUM DEPTH, SURFACE AREA, DAM HEIGHT AND CAPACITY HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNE	25	27N	3E	CHOUTEAU

Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

PROCESSING FEE INSUFFICIENT TO COVER LATE CLAIM. TOTAL AMOUNT DUE \$150.00.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

THE POINT OF DIVERSION APPEARS TO BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE SENENW SEC 25 TWP 27N RGE 03E CHOUTEAU COUNTY.

A RESERVOIR STORAGE RIGHT ON THIS CLAIM MAY BE QUESTIONABLE. THE DAM IS LOCATED ON ANOTHER INDIVIDUAL'S PROPERTY WHICH IS COVERED BY CLAIM NO. 135754 -00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 210642-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MCFARLAND & SONS
 1618 OLD SHELBY RD
 CONRAD, MT 59425

Priority Date: DECEMBER 18, 1895

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** PONDERA COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SWSE	15	28N	1W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		SESW	15	28N	1W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*3		NWNE	22	28N	1W	PONDERA
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSE	15	28N	1W	PONDERA
2			SESW	15	28N	1W	PONDERA
3			NWNE	22	28N	1W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 210643-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MCFARLAND & SONS
 1618 OLD SHELBY RD
 CONRAD, MT 59425

Priority Date: DECEMBER 18, 1895

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: FAVOT COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N	15	28N	1W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N	15	28N	1W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 210724-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: B

Owners:

ROBERT DEVRIES
623 PROSPECTOR RD
CONRAD, MT 59425 9126

KAARE ENGBRETSON
1255 LAND DR
HAVRE, MT 59501 4674

LINDA ENGBRETSON
1255 LAND DR
HAVRE, MT 59501 4674

OWNER ROBERT DEVRIES RETAINED. CONTRACT FOR DEED INTEREST.

***Priority Date:** DECEMBER 31, 1946

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 09/15/1983 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Volume: 112.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 53.90

*Source Name: UNNAMED TRIBUTARY OF MARIAS RIVER, DRY FORK

Source Type: SURFACE WATER

*Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NWNWSE	5	28N	2W	PONDERA

*Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

PUMP IS SECONDARY MEANS OF DIVERSION.

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NWNWSE	5	28N	2W	PONDERA
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	0.50 ACRES					
Capacity:	2.00 ACRE-FEET					

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: MAY 15 TO SEPTEMBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	8.00		S2SENE	5	28N	2W	PONDERA
2	4.00		NENWSE	5	28N	2W	PONDERA
3	4.80		NWNWSE	5	28N	2W	PONDERA
4	16.10		S2NWSE	5	28N	2W	PONDERA
5	21.00		N2N2SW	5	28N	2W	PONDERA
Total:	53.90						

ACCORDING TO INFORMATION IN THE CLAIM FILE, THE 34.00 ACRES EXAMINED ONLY ON THE 1979 PHOTO DATA SOURCE, WERE ADDED IN 1961.

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.

210724-00 210725-00

AUTHORIZATION TO CHANGE (SEVER/SELL) POINT OF DIVERSION AND PLACE OF STORAGE COMPLETED 08/23/1983 . FILE REFLECTS RIGHT AS IT EXISTED PRIOR TO JULY 1973. APPROVED CHANGES WILL BE RECORDED AFTER FINAL DECREE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FILING FEE INSUFFICIENT TO COVER CLAIM. TOTAL AMOUNT DUE \$40.00

CLAIM FILED LATE 09/15/1983 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.

AERIAL PHOTOGRAPH NO(S). ZR-01T-181 , DATED 06/01/1957 , APPEARS TO INDICATE 20.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 56 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 210725-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: B

Owners:

ROBERT DEVRIES
623 PROSPECTOR RD
CONRAD, MT 59425 9126

KAARE ENGBRETSON
1255 LAND DR
HAVRE, MT 59501 4674

LINDA ENGBRETSON
1255 LAND DR
HAVRE, MT 59501 4674

OWNER ROBERT DEVRIES RETAINED. CONTRACT FOR DEED INTEREST.

***Priority Date:** DECEMBER 31, 1930

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 09/15/1983 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

*Source Name: UNNAMED TRIBUTARY OF MARIAS RIVER, DRY FORK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWSE	5	28N	2W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWNWSE	5	28N	2W	PONDERA

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 13.00 FEET
 Depth: 10.00 FEET
 Surface Area: 0.50 ACRES
 Capacity: 2.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: SEPTEMBER 1 TO NOVEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWNWSE	5	28N	2W	PONDERA

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

210724-00 210725-00

AUTHORIZATION TO CHANGE (SEVER/SELL) POINT OF DIVERSION AND PLACE OF STORAGE COMPLETED 08/23/1983 . FILE REFLECTS RIGHT AS IT EXISTED PRIOR TO JULY 1973. APPROVED CHANGES WILL BE RECORDED AFTER FINAL DECREE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FILING FEE INSUFFICIENT TO COVER CLAIM. TOTAL AMOUNT DUE \$40.00

CLAIM FILED LATE 09/15/1983 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 210924-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MONTANA, STATE OF BOARD OF LAND COMMISSIONERS
 TRUST LAND MANAGEMENT DIVISION
 PO BOX 201601
 HELENA, MT 59620 1601

Priority Date: DECEMBER 31, 1944

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

***Source Name:** UNNAMED TRIBUTARY OF INTERIOR DRAINAGE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESESE	23	26N	2W	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESESE	23	26N	2W	PONDERA

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 210963-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE
Late Claim: B

Owners: RORY D PARRY
 PO BOX 51
 WIBAUX, MT 59353

Priority Date: APRIL 2, 1960
Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 06/20/1983 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: USE

Purpose(use): IRRIGATION
Irrigation Type: SPRINKLER

Flow Rate: 6.00 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: 2.50

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		SE	23	28N	3W	PONDERA

Period of Diversion: MARCH 31 TO DECEMBER 1

Diversion Means: PUMP

Period of Use: MARCH 31 TO DECEMBER 1

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.50		SENE SW	23	28N	3W	PONDERA
Total:	2.50						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

PROCESSING FEE INSUFFICIENT TO COVER LATE CLAIM. TOTAL AMOUNT DUE \$150.00.
 CLAIM FILED LATE 06/20/1983 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 211479-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: OFFERDAL, OLIVER & SON
 PO BOX 1012
 CONRAD, MT 59425

Priority Date: JUNE 15, 1900

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENWSE	34	28N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SE	34	28N	1E	PONDERA
Diversion to Reservoir:	DIVERSION # 1					
Depth:	6.00 FEET					
Surface Area:	4.10 ACRES					
Capacity:	9.84 ACRE-FEET					

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NW	34	28N	1E	PONDERA

Remarks:

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 181941-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 211480-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: O RAMSEY OFFERDAL
 PO BOX 1012
 CONRAD, MT 59425 1012

Priority Date: DECEMBER 1, 1900

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESWNW	34	28N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWSE	34	28N	1E	PONDERA
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	10.00 FEET					
Depth:	4.00 FEET					
Surface Area:	0.10 ACRES					
Capacity:	0.16 ACRE-FEET					

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2NW	34	28N	1E	PONDERA

Remarks:

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 181934-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 211481-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: O RAMSEY OFFERDAL
 PO BOX 1012
 CONRAD, MT 59425 1012

Priority Date: AUGUST 3, 1900

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		E2N	SW 35	28N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		E2NWSW	35	28N	1E	PONDERA
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	5.00 FEET					
Depth:	3.50 FEET					
Surface Area:	0.03 ACRES					
Capacity:	0.04 ACRE-FEET					

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N2SW	35	28N	1E	PONDERA

Remarks:

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 181934-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 211482-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: O RAMSEY OFFERDAL
 PO BOX 1012
 CONRAD, MT 59425 1012

Priority Date: AUGUST 3, 1900

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSESW	35	28N	1E	PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NWSESW	35	28N	1E	PONDERA
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	8.00 FEET					
Depth:	4.00 FEET					
Surface Area:	0.05 ACRES					
Capacity:	0.08 ACRE-FEET					

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			E2SW	35	28N	1E	PONDERA

Remarks:

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 181934-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 211483-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: O RAMSEY OFFERDAL
PO BOX 1012
CONRAD, MT 59425 1012

Priority Date: DECEMBER 1, 1893

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S	W	1	27N	1E PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWSENE	1	27N	1E	PONDERA
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	5.00 FEET					
Depth:	3.50 FEET					
Surface Area:	0.80 ACRES					
Capacity:	1.12 ACRE-FEET					

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

*Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2NE	1	27N	1E	PONDERA

Remarks:

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 181934-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213014-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Late Claim: A

Owners: ETHEL FRANK
PO BOX 705
CHESTER, MT 59522 0705

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: PHILLIPINE 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 05/10/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41L 213546-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

Owners: FLYING J PETROLEUMS INC
V MEMMOTT/ BIG WEST OIL LLC
333 WEST CENTER ST
NORTH SALT LAKE, UT 84054

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): COMMERCIAL

Flow Rate:

Volume:

Source Name: GROUNDWATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 04/26/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41L 213547-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

Owners: FLYING J PETROLEUMS INC
V MEMMOTT/ BIG WEST OIL LLC
333 WEST CENTER ST
NORTH SALT LAKE, UT 84054

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): COMMERCIAL

Flow Rate:

Volume:

Source Name: GROUNDWATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 04/26/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213579-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: FLYING J PETROLEUMS INC
V MEMMOTT/ BIG WEST OIL LLC
333 WEST CENTER ST
NORTH SALT LAKE, UT 84054

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): COMMERCIAL

Flow Rate:

Volume:

Source Name: GROUNDWATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 04/26/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213580-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: LOYANNE S GUSTAFSON
7445 SOLLID RD
CONRAD, MT 59425 9269

ERIK R GUSTAFSON
7445 SOLLID RD
CONRAD, MT 59425 9269

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF PONDERA 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 04/07/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213581-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GRACE M DESTAFFANY
 HC BOX 63
 CONRAD, MT 59425

 JOE L DESTAFFANY
 676 MARATHON RD
 CONRAD, MT 59425 9240

Priority Date:

Type of Historical Right: USE

Purpose(use): FIRE PROTECTION

Flow Rate:

***Volume:** THE VOLUME OF THIS WATER RIGHT IS LIMITED TO THE MINIMUM AMOUNTS NECESSARY FOR FIRE PROTECTION PURPOSES.

***Source Name:** WASTE & SEEPAGE, UNNAMED TRIBUTARY OF PONDERA COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	4	SW	25	28N	1W	PONDERA	

Period of Diversion: MAY 31 TO SEPTEMBER 30

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: DESTAFFANY RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4	SW	30	28N	1W	PONDERA

Diversion to Reservoir: DIVERSION # 1
Dam Height: 13.00 FEET
Depth: 10.00 FEET
Surface Area: 3.50 ACRES
Capacity: 14.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

*Period of Use: MAY 31 TO SEPTEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

NO QUANTIFIED FLOW RATE HAS BEEN CLAIMED.

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

NO PRIORITY DATE WAS CLAIMED.

A REQUEST TO WITHDRAW SUBMITTED 01/29/1981 WAS NOT SIGNED BY ALL OWNERS OF RECORD. THEREFORE, THIS REQUEST TO WITHDRAW HAS NOT BEEN PROCESSED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213582-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: TERMINATED

Owners: MARGARET M FLOERCHINGER
13 FORT DRUM CT
CONRAD, MT 59425 2718

THOMAS C FLOERCHINGER
13 FORT DRUM CT
CONRAD, MT 59425 2718

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: POWER COULEE

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213583-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: JERRY A HEPP
1013 SUNSET BLVD
CONRAD, MT 59425 8836

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: MARIAS RIVER, DRY FORK

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 02/23/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213584-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: DEBRA K MECHAM
574 MANTA RD
CONRAD, MT 59425

DONALD H MECHAM III
574 MANTA RD
CONRAD, MT 59425

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): DOMESTIC

Flow Rate:

Volume:

Source Name: RAILROAD 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 01/20/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213585-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: DEBRA K MECHAM
574 MANTA RD
CONRAD, MT 59425

DONALD H MECHAM III
574 MANTA RD
CONRAD, MT 59425

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: RAILROAD 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 01/20/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213586-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: DONALD H MECHAM III
574 MANTA RD
CONRAD, MT 59425

DEBRA K MECHAM
574 MANTA RD
CONRAD, MT 59425

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: RAILROAD 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 01/20/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213587-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

Owners:

DEBRA K MECHAM
574 MANTA RD
CONRAD, MT 59425

DONALD H MECHAM III
574 MANTA RD
CONRAD, MT 59425

LAVON F WALSTON
648 MANTA RD
CONRAD, MT 59425

JOAN C WALSTON
648 MANTA RD
CONRAD, MT 59425 8923

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): DOMESTIC

Flow Rate:

Volume:

Source Name: RAILROAD 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 01/25/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213588-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

Owners:

DONALD H MECHAM III
574 MANTA RD
CONRAD, MT 59425

DEBRA K MECHAM
574 MANTA RD
CONRAD, MT 59425

JOAN C WALSTON
648 MANTA RD
CONRAD, MT 59425 8923

LAVON F WALSTON
648 MANTA RD
CONRAD, MT 59425

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: RAILROAD 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 01/21/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213589-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: DEBRA K MECHAM
574 MANTA RD
CONRAD, MT 59425

DONALD H MECHAM III
574 MANTA RD
CONRAD, MT 59425

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): DOMESTIC

Flow Rate:

Volume:

Source Name: ALDRICH SPRING

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 01/20/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213590-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

Owners:

DONALD H MECHAM III
574 MANTA RD
CONRAD, MT 59425

LAVON F WALSTON
648 MANTA RD
CONRAD, MT 59425

DEBRA K MECHAM
574 MANTA RD
CONRAD, MT 59425

JOAN C WALSTON
648 MANTA RD
CONRAD, MT 59425 8923

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): DOMESTIC

Flow Rate:

Volume:

Source Name: ALDRICH SPRING

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 01/25/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213591-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners: EDWIN ENNEBERG
PO BOX 18
KEVIN, MT 59454**

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: GROUNDWATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 05/17/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213592-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners: NEW MIAMI COLONY
400 NEW MIAMI ROAD BOX 448
CONRAD, MT 59425 9321**

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): MULTIPLE DOMESTIC

Flow Rate:

Volume:

Source Name: GROUNDWATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 02/01/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213593-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

**Owners: NEW MIAMI COLONY
400 NEW MIAMI ROAD BOX 448
CONRAD, MT 59425 9321**

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): STOCK

Flow Rate:

Volume:

Source Name: GROUNDWATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 02/01/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213594-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: USA (AIR FORCE, MALMSTROM)
21 77TH STREET NORTH
BLDG 500 ROOM 144
MALMSTROM A F B, MT 59402

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): MUNICIPAL

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF MARIAS RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 09/29/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213595-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

Owners: ROBERT S HAMILTON
302 S DELAWARE
CONRAD, MT 59425

GRACE W HAMILTON
302 S DELAWARE
CONRAD, MT 59425

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): DOMESTIC

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF ALDRICH 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 10/02/1981.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 213596-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: **WITHDRAWN**

Owners: HAALAND FARMS INC
PO BOX 872
INVERNESS, MT 59530 0872

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): DOMESTIC

Flow Rate:

Volume:

Source Name: GROUNDWATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/10/1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 214052-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

Late Claim: B

Owners:

ROXIE K THOMAS
PO BOX 364
LOLO, MT 59847

CLARENCE E KRAUSE
DECEASED
PO BOX 75
GREAT FALLS, MT 59401

MARIE A GALVIN
629 SWAN COURT
GREAT FALLS, MT 59404 3567

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF ALKALI FLAT 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 03/28/1996.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 214228-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: **WITHDRAWN**

Owners: MARIE A GALVIN
629 SWAN COURT
GREAT FALLS, MT 59404 3567

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF ALKALI FLAT 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 03/28/1996.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 214768-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE
Late Claim: B

Owners: DIAMOND BAR S FARMS LLC
 PO BOX 1051
 WHITEFISH, MT 59937 1051

Priority Date: OCTOBER 4, 1952
Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 05/09/1995 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

***Type of Historical Right:** DECREED

Purpose(use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD
Flow Rate: 2.50 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 258.00

***Source Name:** PONDERA COULEE
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSESE	11	28N	2W	PONDERA

Period of Diversion: MAY 1 TO SEPTEMBER 30
Diversion Means: PUMP

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
2		SESESW	11	28N	2W	PONDERA
Period of Diversion: MAY 1 TO SEPTEMBER 30						
Diversion Means: PUMP						
3		SWNENE	15	28N	2W	PONDERA
Period of Diversion: MAY 1 TO SEPTEMBER 30						
Diversion Means: PUMP						
Period of Use: MAY 1 TO SEPTEMBER 30						

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	23.00		S2S2SE	11	28N	2W	PONDERA
2	65.00		S2SW	11	28N	2W	PONDERA
3	12.00		S2SWSW	12	28N	2W	PONDERA
4	79.00		N2NE	14	28N	2W	PONDERA
5	11.00		E2NENW	14	28N	2W	PONDERA
6	23.00		NWNW	14	28N	2W	PONDERA
7	39.00		N2NE	15	28N	2W	PONDERA
8	6.00		NENENW	15	28N	2W	PONDERA
Total:	258.00						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/14/2014: POINT OF DIVERSION, IRRIGATION TYPE.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

CLAIM FILED LATE 05/09/1995 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 214988-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: CLARENCE E KRAUSE
 DECEASED
 PO BOX 75
 GREAT FALLS, MT 59401

 ROXIE K THOMAS
 PO BOX 364
 LOLO, MT 59847

 MARIE A GALVIN
 629 SWAN COURT
 GREAT FALLS, MT 59404 3567

Priority Date: DECEMBER 24, 1902

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 ALKALI FLAT COULEE
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESEW	9	35N	3W	TOOLE

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
NESESW	9	35N	3W	TOOLE	

Diversion to Reservoir: DIVERSION # 1

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESESW	9	35N	3W	TOOLE	

Remarks:

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41P 105499.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 215477-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Late Claim: B

Owners: MONTANA, STATE OF BOARD OF LAND COMMISSIONERS
TRUST LAND MANAGEMENT DIVISION
PO BOX 201601
HELENA, MT 59620 1601

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF MARIAS RIVER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 10/04/2013.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 215478-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Late Claim: B

Owners: MONTANA, STATE OF BOARD OF LAND COMMISSIONERS
TRUST LAND MANAGEMENT DIVISION
PO BOX 201601
HELENA, MT 59620 1601

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: GOVERNMENT CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 10/04/2013.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 215479-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Late Claim: B

Owners: MONTANA, STATE OF BOARD OF LAND COMMISSIONERS
TRUST LAND MANAGEMENT DIVISION
PO BOX 201601
HELENA, MT 59620 1601

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: GOVERNMENT CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 10/04/2013.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 215480-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: **WITHDRAWN**

Late Claim: B

Owners: MONTANA, STATE OF BOARD OF LAND COMMISSIONERS
TRUST LAND MANAGEMENT DIVISION
PO BOX 201601
HELENA, MT 59620 1601

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: GOVERNMENT CREEK

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 10/04/2013.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 215481-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: B

Owners: MONTANA, STATE OF BOARD OF LAND COMMISSIONERS
 TRUST LAND MANAGEMENT DIVISION
 PO BOX 201601
 HELENA, MT 59620 1601

Priority Date: DECEMBER 31, 1963

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 06/28/1996 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

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: 255.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 28.00

Source Name: UNNAMED TRIBUTARY OF GOVERNMENT CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N	E	SW	35	5E	LIBERTY

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

*Reservoir: ONSTREAM Reservoir Name: MEISSNER RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NENENW	35	35N	5E	LIBERTY

Diversion to Reservoir: DIVERSION # 1
 Dam Height: 10.00 FEET
 Depth: 7.00 FEET
 Surface Area: 45.91 ACRES
 Capacity: 128.54 ACRE-FEET

SEE THE CORPS MAP NATIONAL INVENTORY OF DAMS WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.00		SE	35	35N	5E	LIBERTY
2	8.00		NW	35	35N	5E	LIBERTY
Total:	28.00						

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.

137270-00 215481-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

CLAIM FILED LATE 06/28/1996 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 215577-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: B

Owners: MONTANA, STATE OF BOARD OF LAND COMMISSIONERS
 TRUST LAND MANAGEMENT DIVISION
 PO BOX 201601
 HELENA, MT 59620 1601

Priority Date: JUNE 30, 1973

CLAIM FILED LATE 06/28/1996 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: USE

***Purpose(use):** IRRIGATION

Irrigation Type: WATER SPREADING

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.

Volume: 57.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 34.00

***Source Name:** ROCKY SPRINGS COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	7	NESWSW	6	34N	3W	TOOLE

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: DIVERSION DAM

Period of Use: APRIL 1 TO NOVEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	34.00		S2SW	6	34N	3W	TOOLE
Total:	34.00						

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.

CLAIM FILED LATE 06/28/1996 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 215582-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Late Claim: B

Owners: MONTANA, STATE OF BOARD OF LAND COMMISSIONERS
TRUST LAND MANAGEMENT DIVISION
PO BOX 201601
HELENA, MT 59620 1601

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF HEALY 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 10/04/2013.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 215770-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: B

Owners: PONDERA COUNTY CANAL & RESERVOIR CO
 PO BOX 245
 VALIER, MT 59486

Priority Date: SEPTEMBER 3, 1908

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 07/01/1996 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 16.33 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 2,581.00

Source Name: LONE TREE COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	SE	2	30N	4W	PONDERA

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: AN-5-4 CANAL

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*2		SESWSE	35	31N	4W	PONDERA

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: AN-5-2 CANAL

*3		NWSWSW	35	31N	4W	PONDERA
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Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: AN CANAL

Period of Use: MAY 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	42.00		NE	4	30N	3W	PONDERA
2	18.00		NWSE	4	30N	3W	PONDERA
3	207.00		W2	4	30N	3W	PONDERA
4	251.00		E2	5	30N	3W	PONDERA
5	111.00		SW	5	30N	3W	PONDERA
6	112.00		N2	6	30N	3W	PONDERA
7	146.00		S2	6	30N	3W	PONDERA
8	253.00		N2	7	30N	3W	PONDERA
9	49.00		NE	8	30N	3W	PONDERA
10	170.00		W2	8	30N	3W	PONDERA
11	268.00		E2	1	30N	4W	PONDERA
12	104.00		NW	1	30N	4W	PONDERA
13	6.00		NWSW	1	30N	4W	PONDERA
14	4.00		SESW	1	30N	4W	PONDERA
15	18.00		NENE	2	30N	4W	PONDERA
16	10.00		NWNW	9	30N	4W	PONDERA
17	4.00		SWSE	31	31N	3W	PONDERA
18	56.00		SW	31	31N	3W	PONDERA
19	10.00		NWSE	33	31N	3W	PONDERA
20	1.00		SWSE	33	31N	3W	PONDERA
21	111.00		SW	33	31N	3W	PONDERA
22	152.00		S2	35	31N	4W	PONDERA
23	251.00		E2	36	31N	4W	PONDERA
24	227.00		W2	36	31N	4W	PONDERA
Total:	2,581.00						

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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/10/2014: POINT OF DIVERSION, PLACE OF USE, TOTAL ACRES.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

CLAIM FILED LATE 07/01/1996 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78.00 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 216110-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: B

Owners: ROBERT E SANDERS
757 SANDERS RD W
CONRAD, MT 59425 8861

Priority Date: JULY 1, 1965

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 07/01/96 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: USE

***Purpose(use):** MULTIPLE DOMESTIC

Flow Rate: 125.00 GPM

Volume: 5.00 AC-FT

Households: 5

***Source Name:** UNNAMED TRIBUTARY OF MARIAS RIVER, DRY FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			25	29N	4W	PONDERA

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	19	29N	3W	PONDERA
2			NW	29	29N	3W	PONDERA
3			SE	29	29N	3W	PONDERA
4			SW	23	29N	4W	PONDERA
5				25	29N	4W	PONDERA
6			SW	32	30N	3W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

CLAIM FILED LATE 07/01/96 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 07/16/2013 , A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY MULTIPLE OWNERS.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE PUMP CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE CLAIMED VOLUME APPEARS TO BE INADEQUATE FOR THE CLAIMED PURPOSE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 30030165 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CURTIS B STENE
PO BOX 264
KEVIN, MT 59454

TANA A STENE
PO BOX 264
KEVIN, MT 59454

Priority Date: SEPTEMBER 2, 1907

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 5.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 219.00

Source Name: HEALY COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWN	SW	12	34N	4W	TOOLE

Period of Diversion: MARCH 1 TO JUNE 30

Diversion Means: DIVERSION DAM

Period of Use: MARCH 1 TO JUNE 30

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		SWSESE	7	34N	3W	TOOLE
2	19.00		SWSE	7	34N	3W	TOOLE
3	78.00		SW	7	34N	3W	TOOLE
4	21.00		E2SE	12	34N	4W	TOOLE
5	35.00		W2SE	12	34N	4W	TOOLE
6	43.00		E2SW	12	34N	4W	TOOLE
7	22.00		W2SW	12	34N	4W	TOOLE
Total:	219.00						

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.

160630-00 30030165

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41P-160630-00.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AN AMENDMENT WAS SUBMITTED ON 09/03/2014, REQUESTING TO AMEND THE POINTS OF DIVERSION, PERIOD OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, AND PERIOD OF USE. THIS AMENDMENT HAS NOT BEEN IMPLEMENTED AS IT HAS NOT BEEN SIGNED BY ALL OWNERS OF THE CLAIMED PLACE OF USE.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 20 TO OCTOBER 10.

A PORTION OF THE CLAIMED PLACE OF USE APPEARS INCORRECT. THE CLAIMED PRIORITY DATE DOES NOT SUPPORT THE IRRIGATION CLAIMED IN SEC 12, TWP 34N, RGE 2W. THE CLAIMED PLACES OF USE IN SEC 12, TWP 34N, RGE 2W ARE REDUNDANT TO THE PLACES OF USE FOR IMPLIED CLAIM 41P 160630-00.

THE CLAIMED POINT OF DIVERSION MAY BE INCOMPLETE. IT APPEARS THERE SHOULD BE ADDITIONAL POINTS OF DIVERSION NECESSARY FOR WATER DISTRIBUTION WHICH COULD NOT BE IDENTIFIED 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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 30031142 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LOU ELLEN WANKEN
PO BOX 571
SHELBY, MT 59474

MICHAEL J ONEAL
12095 BULLHEAD RD
VALIER, MT 59486

TROY WANKEN
PO BOX 571
SHELBY, MT 59474

STACEY ONEAL
12095 BULLHEAD RD
VALIER, MT 59486

Priority Date: JANUARY 20, 1917

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SCHULTZ COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	21	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
*2		W2	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
3		NEN	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
4		SEN	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
5		SWN	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
6		NES	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
7		NWS	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
8		SES	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
9		SWS	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
10		SWN	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
11		NEN	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
12		SEN	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
13		NWS	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
14		SES	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					
15		SW	28	31N	3W	PONDERA
	*Period of Diversion: JANUARY 1 TO DECEMBER 31					
	Diversion Means: LIVESTOCK DIRECT FROM SOURCE					

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
16		NWNENE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
17		SWNENE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
18		NENWNE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
19		NWNWNE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
20		SEWNE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
21		NESENE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*22		NWSENE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
23		SESENE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*24		SWSENE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
25		NESWNE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
26		NESWNE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
27		SESWNE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*28		NENESE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*29		SENESE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
30		NESESE	33	31N	3W	PONDERA
*Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSESW	21	31N	3W	PONDERA
2			W2NENW	28	31N	3W	PONDERA
3			NENWNW	28	31N	3W	PONDERA
4			SENWNW	28	31N	3W	PONDERA
5			SWNWNW	28	31N	3W	PONDERA
6			NESWNW	28	31N	3W	PONDERA
7			NWSWNW	28	31N	3W	PONDERA
8			SESWNW	28	31N	3W	PONDERA
9			SWSWNW	28	31N	3W	PONDERA
10			SWNESW	28	31N	3W	PONDERA
11			NENWSW	28	31N	3W	PONDERA
12			SENWSW	28	31N	3W	PONDERA
13			NWSESW	28	31N	3W	PONDERA
14			SESESW	28	31N	3W	PONDERA
15			SWSESW	28	31N	3W	PONDERA
16			NWNENE	33	31N	3W	PONDERA
17			SWNENE	33	31N	3W	PONDERA
18			NENWNE	33	31N	3W	PONDERA
19			NWNWNE	33	31N	3W	PONDERA
20			SENWNE	33	31N	3W	PONDERA
21			NESENE	33	31N	3W	PONDERA
22			NWSENE	33	31N	3W	PONDERA
23			SESENE	33	31N	3W	PONDERA
24			SWSENE	33	31N	3W	PONDERA
25			NESWNE	33	31N	3W	PONDERA
26			NESWNE	33	31N	3W	PONDERA
27			SESWNE	33	31N	3W	PONDERA
28			NENESE	33	31N	3W	PONDERA
29			SENESE	33	31N	3W	PONDERA
30			NESESE	33	31N	3W	PONDERA

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 187122-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 30041755 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

ROSS SMITH
PO BOX 62
VERGAS, MN 56587

EUGENE SMITH
509 6TH AVE
MARION, ND 58466

MARJORIE WAGNER
RR 4 BOX 242
SAUK CENTRE, MN 56378

PAMELA E PORTER
PO BOX 184
KEVIN, MT 59454

AMY SICKELER
231 WINNONA DR
DECATUR, GA 30030

DONALD SMITH
39996 505TH ST
FRAZEE, MN 56544

CHRIST CORNELIUSSEN
PO BOX 6927
CANTON, OH 44706

Priority Date: SEPTEMBER 18, 1909

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 SHELBY COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSESW	2	34N	3W	TOOLE

***Period of Diversion:** APRIL 1 TO JULY 31

Diversion Means: DAM

***Reservoir:** ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSESW	2	34N	3W	TOOLE

Diversion to Reservoir: DIVERSION # 1
Dam Height: 13.00 FEET
Depth: 10.00 FEET
Surface Area: 1.00 ACRES
Capacity: 4.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

***Period of Use:** JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSESW	2	34N	3W	TOOLE

Remarks:

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 1982-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 30041757 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

EUGENE SMITH
509 6TH AVE
MARION, ND 58466

AMY SICKELER
231 WINNONA DR
DECATUR, GA 30030

ROSS SMITH
PO BOX 62
VERGAS, MN 56587

DONALD SMITH
39996 505TH ST
FRAZEE, MN 56544

PAMELA E PORTER
PO BOX 184
KEVIN, MT 59454

MARJORIE WAGNER
RR 4 BOX 242
SAUK CENTRE, MN 56378

CHRIST CORNELIUSSEN
PO BOX 6927
CANTON, OH 44706

Priority Date: SEPTEMBER 18, 1909

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 SHELBY COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSW	2	34N	3W	TOOLE

***Period of Diversion:** APRIL 1 TO JULY 31

Diversion Means: DAM

***Reservoir:** ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESWSW	2	34N	3W	TOOLE

Diversion to Reservoir: DIVERSION # 1
Dam Height: 13.00 FEET
Depth: 10.00 FEET
Surface Area: 1.00 ACRES
Capacity: 4.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

***Period of Use:** JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSW	2	34N	3W	TOOLE	

Remarks:

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 1982.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM
IMPORTANT NOTICE**

***** THIS IS AN INTERBASIN TRANSFER CLAIM *****

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TETON RIVER DRAINAGE (BASIN 41O) AND USES IT IN THE TETON RIVER DRAINAGE (BASIN 41O) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

FOR THE CURRENT STATUS OF THE POINT OF DIVERSION BASIN, CONTACT THE MONTANA WATER COURT OR THE DNRC AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41O 30051857 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

**Owners: BRADY IRRIGATION CO
PO BOX 193
BRADY, MT 59416 0193**

Priority Date: APRIL 9, 1909

Type of Historical Right: FILED

Purpose(use): MUNICIPAL

Flow Rate: 100.00 CFS

Volume: 286.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Source Name: KROPP COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESEW	9	26N	3W	TETON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DIVERSION DAM

Ditch Name: BRADY CANAL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2NE	3	26N	2W	PONDERA
2			SENE	3	26N	2W	PONDERA
3			NWSE	3	26N	2W	PONDERA
4			NESW	3	26N	2W	PONDERA

THE PLACE OF USE IS THE TOWN OF BRADY.

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.

119097-00 119099-00 119101-00 30051857

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS CLAIM NUMBER WAS NOT INCLUDED IN THE BASIN 41O TEMPORARY PRELIMINARY DECREE ISSUED 12/29/2005.

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41O 119101-00.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. 30051857, 30051859, 30051860, 30051863.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 30062894 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: UNITED GRAIN CORP OF OREGON
900 SW WASHINGTON ST SUITE 700
VANCOUVER, WA 98660

Priority Date: SEPTEMBER 16, 1902

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: 16.80 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 60.00

Source Name: RAILROAD COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWNW	35	28N	3W	PONDERA

***Period of Diversion:** JUNE 1 TO AUGUST 31

Diversion Means: DAM

PUMP IS SECONDARY MEANS OF DIVERSION.

Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSWNW	35	28N	3W	PONDERA	
Diversion to Reservoir:	DIVERSION # 1					
Dam Height:	13.00 FEET					
Depth:	10.00 FEET					
Surface Area:	16.00 ACRES					
Capacity:	64.00 ACRE-FEET					

THE DEPTH, SURFACE AREA, CAPACITY & DAM HEIGHT HAVE BEEN ESTIMATED BY DNRC.

Period of Use: JUNE 1 TO AUGUST 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	15.70		SENE	34	28N	3W	PONDERA
2	14.60		NESE	34	28N	3W	PONDERA
3	22.10		SESE	34	28N	3W	PONDERA
4	7.60		SWSW	35	28N	3W	PONDERA
Total:	60.00						

Remarks:

THIS SPLIT CLAIM WAS GENERATED BY THE DEPARTMENT BASED ON INFORMATION IN CLAIM 105900-00.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER SYSTEM WAS FIRST PUT TO USE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 30063048 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners:

STEPHEN R BROWN
PO BOX 636
CHESTER, MT 59522

BROWN, DOROTHY A BYPASS TRUST
BROWN, JR STEPHEN R & THOMAS H, TRUSTEES
PO BOX 1264
HAVRE, MT 59501

Priority Date: JUNE 1, 1915

Type of Historical Right: USE

Purpose(use): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: COTTONWOOD CREEK

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		NE	SE	8 31N	6E	LIBERTY

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*2		NWSE	8	31N	6E	LIBERTY

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESE	8	31N	6E	LIBERTY
2			NWSE	8	31N	6E	LIBERTY

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS SPLIT CLAIM WAS GENERATED BY THE DEPARTMENT BASED ON INFORMATION IN CLAIM 156055-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 30064033 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KAY L DEBRUYCKER
 1692 6TH LANE NE
 DUTTON, MT 59433 9635

BRETT H DEBRUYCKER
 1692 6TH LANE NE
 DUTTON, MT 59433 9635

Priority Date: JUNE 29, 1899

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.14 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
 THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

Maximum Acres: 30.00

***Source Name:** ROCKY COULEE

Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1	1	NESWSW	1	26N	1W	PONDERA	

Period of Diversion: SEPTEMBER 15 TO OCTOBER 15

Diversion Means: HEADGATE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*2		NENWNW	12	26N	1W	PONDERA

Period of Diversion: SEPTEMBER 15 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: SEPTEMBER 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	12.00		SWNE	1	26N	1W	PONDERA
2	18.00		NWSE	1	26N	1W	PONDERA
Total:	30.00						

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS SPLIT CLAIM WAS GENERATED BY THE DEPARTMENT BASED ON INFORMATION IN CLAIM 160715-00.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

- THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
- FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
- THE CLAIMED PERIOD OF USE APPEARS INADEQUATE FOR THE USUAL GROWING SEASON IN THIS AREA WHICH IS APRIL 15 TO OCTOBER 15.
- THE CLAIMED PLACE OF USE AND ACRES IRRIGATED COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 30067496 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: 4-J FARMS
156 ST OLAF CHURCH RD
LEDGER, MT 59456

***Priority Date:** APRIL 15, 1964

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 2.85 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 120.00

***Source Name:** LITTLE FLAT COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENE	10	29N	2W	PONDERA

Period of Diversion: APRIL 15 TO NOVEMBER 15

Diversion Means: PUMP

Period of Use: APRIL 15 TO NOVEMBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		S2S2SW	11	29N	2W	PONDERA
2	80.00		N2NW	14	29N	2W	PONDERA

Total: 120.00

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS SPLIT CLAIM WAS GENERATED BY THE DEPARTMENT BASED ON INFORMATION IN CLAIM 153095-00.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL PERIOD OF USE FOR THE CLAIMED PURPOSE WHICH IS APRIL 20 TO OCTOBER 10.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE BASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 30067636 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUGLAS C BANKA
 688 BUSINESS 15
 CONRAD, MT 59425

Priority Date: AUGUST 1, 1960

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:** BANKA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNWNE	31	28N	2W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
2		W2SWNE	31	28N	2W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
3		SENENW	31	28N	2W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4		NENWSE	31	28N	2W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		NWNWSE	31	28N	2W	PONDERA
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: JANUARY 1 TO DECEMBER 31						

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNWNE	31	28N	2W	PONDERA
2			W2SWNE	31	28N	2W	PONDERA
3			SENEW	31	28N	2W	PONDERA
4			NENWSE	31	28N	2W	PONDERA
5			NWNWSE	31	28N	2W	PONDERA

Remarks:

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41P 156283-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
 MARIAS RIVER
 BASIN 41P
 ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 30068624 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: DENNIS B CALLENDER
 735 SPRING CREEK RD
 SAND COULEE, MT 59472

 PENELOPE M CALLENDER
 735 SPRING CREEK RD
 SAND COULEE, MT 59472

Priority Date: MAY 15, 1934

Type of Historical Right: USE

Purpose(usage): STOCK

***Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

***Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: PONDERA COULEE
Source Type: SURFACE WATER

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*1		E	2NE	5	27N	3E	CHOUTEAU

***Period of Diversion:** MAY 15 TO OCTOBER 15
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

*2		E	2SE	32	28N	3E	LIBERTY
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***Period of Diversion:** MAY 15 TO OCTOBER 15
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

***Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
*3		E2NW	33	28N	3E	LIBERTY
*Period of Diversion: MAY 15 TO OCTOBER 15						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
*4		NWSW	33	28N	3E	LIBERTY
*Period of Diversion: MAY 15 TO OCTOBER 15						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
Period of Use: MAY 15 TO OCTOBER 15						

***Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			E2NE	5	27N	3E	CHOUTEAU
2			E2SE	32	28N	3E	LIBERTY
3			E2NW	33	28N	3E	LIBERTY
4			NWSW	33	28N	3E	LIBERTY

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS SPLIT CLAIM WAS GENERATED BY THE DEPARTMENT BASED ON INFORMATION IN CLAIM 154508-00.

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 BASINS OR SUBBASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

**PRELIMINARY DECREE
MARIAS RIVER
BASIN 41P
ABSTRACT OF WATER RIGHT CLAIM**

IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 41P 30069923 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBIN VAN DYKE
3372 MOULTON SCHOOL RD
CONRAD, MT 59425 9142

TIMOTHY L VAN DYKE
3372 MOULTON SCHOOL RD
CONRAD, MT 59425 9142

Priority Date: MARCH 26, 1896

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 3.79 CFS

THE WATER RIGHT NUMBERS 23287-00, 30069923 SHARE A FLOW RATE OF 3.79 CFS. THE WATER RIGHT WILL BE OPERATED IN THE FOLLOWING MANNER: THE PARTIES AGREE TO STAGGER OR ALTERNATE THEIR RESPECTIVE IRRIGATIONS SO AS TO BENEFIT FROM THE OPTIMAL OR MAXIMUM FLOW RATE.

***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: 89.89

Source Name: PONDERA COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENESE	17	28N	1W	PONDERA

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: PUMP

Period of Use: MAY 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	60.00		N2NE	17	28N	1W	PONDERA
2	29.89		SENE	17	28N	1W	PONDERA
Total:	89.89						

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/23/2013: PERIOD OF USE, FLOW RATE.

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS SPLIT CLAIM WAS GENERATED BY THE DEPARTMENT BASED ON INFORMATION IN CLAIM 23287-00.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE PUMP CAPACITY. AVAILABLE DATA SUPPORT A FLOW RATE OF 940 GPM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) IDENTIFIES THE PRIORITY DATE AS DECEMBER 17, 1949.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE PLACE OF USE DESCRIBED FOR THIS RIGHT IN THE PONDERA COUNTY WATER RESOURCES SURVEY FIELD NOTES 1964 IS THE LANDS IN SECTIONS 15, 22, 23 AND 26 TWP 28N RGE 1W. THIS IS INCONSISTENT WITH THE CLAIMED PLACE OF USE.

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