STATE OF MONTANA

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

GENERAL ABSTRACT

Water Right 1	Number:	40EJ 21021 Version: 1 -	7-00 STAT ORIGINAL			_AIM	
Owners:		Version Status: ACTIVE ROCKET LAND & LIVESTOCK LLC 1515 WYNKOOP #700 DENVER, CO 80202-2062					
Priority Date:		APRIL 18, 1895					
Enforceable Priority Date: APRIL 18, 1895							
Type of Historical Right:		FILED					
Purpose (use):		IRRIGATION					
Irrigation Type:		FLOOD					
Maximum Flow Rate:		5.00 CFS					
Maximum 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:		652.00					
Source Name:		ARMELLS CREEK					
Source Type:		SURFACE WATER					
Point of Diversion and Means of Diversion:							
<u>ID</u> 1		<u>Govt Lot</u>	<u>Qtr Sec</u> SWNESE	<u>Sec</u> 29	<u>Тwp</u> 19N		<u>County</u> FERGUS
Period of Diversion: APRIL 1 TO OCTOBER 1 Diversion Means: HEADGATE							
			OCTOBER 1				
	on Means:			1			
Diversi	on Means: :	HEADGATE		1			
Diversi Period of Use	on Means: : f Use: <u>Acres</u>	HEADGATE	DCTOBER 1 <u>Qtr Sec</u>	Sec	Twp	Rge	
Diversi Period of Use Place of <u>ID</u> 1	on Means: : f Use: <u>Acres</u> 145.00	HEADGATE APRIL 1 to 0	OCTOBER 1 <u>Qtr Sec</u> S2	<u>Sec</u> 11	19N	20E	FERGUS
Diversion Period of Use Place of <u>ID</u> 1 2	on Means: : f Use: <u>Acres</u> 145.00 109.00	HEADGATE APRIL 1 to 0	OCTOBER 1 <u>Qtr Sec</u> S2 NE	<u>Sec</u> 11 12	19N 19N	20E 20E	FERGUS FERGUS
Diversion Period of Use Place of <u>ID</u> 1 2 3	on Means: : f Use: <u>Acres</u> 145.00 109.00 198.00	HEADGATE APRIL 1 to 0	OCTOBER 1 <u>Qtr Sec</u> S2 NE S2	<u>Sec</u> 11 12 12	19N 19N 19N	20E 20E 20E	FERGUS FERGUS FERGUS
Diversion Period of Use Place of <u>ID</u> 1 2	on Means: : f Use: <u>Acres</u> 145.00 109.00	HEADGATE APRIL 1 to 0	OCTOBER 1 <u>Qtr Sec</u> S2 NE	<u>Sec</u> 11 12	19N 19N	20E 20E	FERGUS FERGUS
Diversion Period of Use Place of <u>ID</u> 1 2 3 4 5 6	on Means: : f Use: <u>Acres</u> 145.00 109.00 198.00 44.00 31.00 5.00	HEADGATE APRIL 1 to 0	OCTOBER 1 <u>Qtr Sec</u> S2 NE S2 N2NW N2N2 SESE	<u>Sec</u> 11 12 12 13 14 21	19N 19N 19N 19N 19N 19N	20E 20E 20E 20E 20E 20E 20E	FERGUS FERGUS FERGUS FERGUS FERGUS
Diversion Period of Use Place of 1 2 3 4 5 6 7	on Means: : f Use: <u>Acres</u> 145.00 109.00 198.00 44.00 31.00 5.00 37.00	HEADGATE APRIL 1 to 0	OCTOBER 1 Qtr Sec S2 NE S2 N2NW N2N2 SESE SW	<u>Sec</u> 11 12 13 14 21 22	19N 19N 19N 19N 19N 19N 19N	20E 20E 20E 20E 20E 20E 20E 20E	FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS
Diversion Period of Use Place of <u>ID</u> 1 2 3 4 5 6 7 8	on Means: : f Use: <u>Acres</u> 145.00 109.00 198.00 44.00 31.00 5.00 37.00 12.00	HEADGATE APRIL 1 to 0	OCTOBER 1 Qtr Sec S2 NE S2 N2NW N2N2 SESE SW NWNW	Sec 11 12 12 13 14 21 22 27	19N 19N 19N 19N 19N 19N 19N	20E 20E 20E 20E 20E 20E 20E 20E 20E	FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS
Diversion Period of Use Place of 1 2 3 4 5 6 7 8 9	on Means: : f Use: <u>Acres</u> 145.00 109.00 198.00 44.00 31.00 5.00 37.00 12.00 61.00	HEADGATE APRIL 1 to 0	OCTOBER 1 Qtr Sec S2 NE S2 N2NW N2N2 SESE SW NWNW N2	Sec 11 12 13 14 21 22 27 28	19N 19N 19N 19N 19N 19N 19N 19N	20E 20E 20E 20E 20E 20E 20E 20E 20E 20E	FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS
Diversion Period of Use Place of <u>ID</u> 1 2 3 4 5 6 7 8	on Means: : f Use: <u>Acres</u> 145.00 109.00 198.00 44.00 31.00 5.00 37.00 12.00	HEADGATE APRIL 1 to 0	OCTOBER 1 Qtr Sec S2 NE S2 N2NW N2N2 SESE SW NWNW	Sec 11 12 12 13 14 21 22 27	19N 19N 19N 19N 19N 19N 19N	20E 20E 20E 20E 20E 20E 20E 20E 20E	FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS
Diversion Period of Use Place of 1 2 3 4 5 6 7 8 9 10 Total:	on Means: : f Use: <u>Acres</u> 145.00 109.00 198.00 44.00 31.00 5.00 37.00 12.00 61.00 10.00 652.00	HEADGATE APRIL 1 to 0 <u>Govt Lot</u>	OCTOBER 1 Qtr Sec S2 NE S2 N2NW N2N2 SESE SW NWNW N2 N2 N2NW	Sec 11 12 13 14 21 22 27 28 7	19N 19N 19N 19N 19N 19N 19N 19N	20E 20E 20E 20E 20E 20E 20E 20E 20E 20E	FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS
Diversion Period of Use Place of 1 2 3 4 5 6 7 8 9 10	on Means: : f Use: <u>Acres</u> 145.00 109.00 198.00 44.00 31.00 5.00 37.00 12.00 61.00 10.00 652.00	HEADGATE APRIL 1 to 0 Govt Lot 08-2915-11-1	OCTOBER 1 Qtr Sec S2 NE S2 N2NW N2N2 SESE SW NWNW N2 W2NW 1-01-01-0000	Sec 11 12 13 14 21 22 27 28 7	19N 19N 19N 19N 19N 19N 19N 19N	20E 20E 20E 20E 20E 20E 20E 20E 20E 20E	FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS
Diversion Period of Use Place of 1 2 3 4 5 6 7 8 9 10 Total:	on Means: : f Use: <u>Acres</u> 145.00 109.00 198.00 44.00 31.00 5.00 37.00 12.00 61.00 10.00 652.00	HEADGATE APRIL 1 to 0 Govt Lot 08-2915-11-1 08-2915-13-1	OCTOBER 1 <u>Qtr Sec</u> S2 NE S2 N2NW N2N2 SESE SW NWNW N2 W2NW 1-01-01-0000 1-01-01-0000	Sec 11 12 12 13 14 21 22 27 28 7 0 - Y	19N 19N 19N 19N 19N 19N 19N 19N	20E 20E 20E 20E 20E 20E 20E 20E 20E 20E	FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS 5-12-1-01-01-0000 - Y 5-14-1-01-01-0000 - Y
Diversion Period of Use Place of 1 2 3 4 5 6 7 8 9 10 Total:	on Means: : f Use: <u>Acres</u> 145.00 109.00 198.00 44.00 31.00 5.00 37.00 12.00 61.00 10.00 652.00	HEADGATE APRIL 1 to 0 Govt Lot 08-2915-11-1 08-2915-13-1 08-2915-21-3	OCTOBER 1 Qtr Sec S2 NE S2 N2NW N2N2 SESE SW NWNW N2 W2NW 1-01-01-0000 1-01-01-0000 3-01-01-0000	Sec 11 12 12 13 14 21 22 27 28 7 - Y - Y	19N 19N 19N 19N 19N 19N 19N 19N	20E 20E 20E 20E 20E 20E 20E 20E 20E 21E 08-291 08-291	FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS 5-12-1-01-01-0000 - Y 5-14-1-01-01-0000 - Y
Diversion Period of Use Place of 1 2 3 4 5 6 7 8 9 10 Total:	on Means: : f Use: <u>Acres</u> 145.00 109.00 198.00 44.00 31.00 5.00 37.00 12.00 61.00 10.00 652.00	HEADGATE APRIL 1 to 0 Govt Lot 08-2915-11-1 08-2915-13-1	OCTOBER 1 Qtr Sec S2 NE S2 N2NW N2N2 SESE SW NWNW N2 W2NW 1-01-01-0000 1-01-01-0000 2-02-01-0000	Sec 11 12 12 13 14 21 22 27 28 7 - Y - Y - Y - Y	19N 19N 19N 19N 19N 19N 19N 19N	20E 20E 20E 20E 20E 20E 20E 20E 20E 21E 08-291 08-291	FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS FERGUS 5-12-1-01-01-0000 - Y 5-14-1-01-01-0000 - Y

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. 210207-00 210205-00 210206-00 210208-00 210209-00 210210-00 210211-00 210212-00 210214-00 210215-00 210216-00 210217-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/29/2012: PLACE OF USE, MAXIMUM ACRES.

Remarks:

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

PLACE OF USE INCLUDES GOVT LOTS 1, 2, AND 3 IN SEC 7 TWP 19N RGE 20E , FERGUS COUNTY.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/24/98.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 94640 RECEIVED 12/08/2011. OWNERSHIP UPDATE TYPE DOR # 102051 RECEIVED 07/27/2012.

OWNERGINE OF DATE TIPE DOR # 102031 RECEIVED 01/21/2012.

THE CLAIMED FLOW RATE APPEARS TO BE INADEQUATE FOR THE CLAIMED PURPOSE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE PLACE OF USE DESCRIBED ON THE FILED NOTICE OF APPROPRIATION IS INCONSISTENT WITH THE CLAIMED PLACE OF USE.