

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

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

GENERAL ABSTRACT

Water Right Number: 42A 108308-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Version Status: ACTIVE

Owners: PORTLAND GENERAL ELECTRIC CO
121 SW SALMON ST
PORTLAND, OR 97204

PACIFICORP
825 NE MULTNOMAH
PORTLAND, OR 97232

PUGET SOUND ENERGY INC
PO BOX 97034
BELLEVUE, WA 98009-9734

NORTHWESTERN ENERGY
40 E BROADWAY ST
BUTTE, MT 59701-9350

AVISTA CORPORATION
PO BOX 3727 MSC-1
SPOKANE, WA 99220-3727

TALEN MONTANA LLC
303 N BROADWAY STE 400
BILLINGS, MT 59101

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: MAY 25, 1943

Enforceable Priority Date: MAY 25, 1943

Type of Historical Right: USE

Purpose (use): STOCK

Maximum 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.

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

Source Name: COW CREEK, SOUTH FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

| <u>ID</u> | <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------|-----------------|----------------|------------|------------|------------|---------------|
| 1 | | SWNESW | 8 | 1N | 42E | ROSEBUD |

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ON STREAM

| <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------------|----------------|------------|------------|------------|---------------|
| | SWNESW | 8 | 1N | 42E | ROSEBUD |

Diversion to Reservoir: DIVERSION # 1

Dam Height: 11.00 FEET

Depth: 8.00 FEET

Surface Area: 0.30 ACRES

Current Capacity: 0.96 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 | | | SWNESW | 8 | 1N | 42E | ROSEBUD |

Geocodes/Valid: 29-1050-08-1-01-01-1516 - Y

Remarks:

WATER RIGHT OWNERSHIP UPDATE RECEIVED 06/23/1998.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 34565 RECEIVED 03/20/2006.

OWNERSHIP UPDATE TYPE 608 # 40897 RECEIVED 08/16/2006.

OWNERSHIP UPDATE TYPE DOR # 137691 RECEIVED 06/02/2015.