

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: 40EJ 210205-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: ROCKET LAND & LIVESTOCK LLC
1515 WYNKOOP #700
DENVER, CO 80202-2062

Priority Date: APRIL 1, 1949

Enforceable Priority Date: APRIL 1, 1949

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 4.30 CFS
PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.

Maximum 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: 3 - MODERATE

Maximum Acres: 115.00

Source Name: COTTONWOOD 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		SWNWNW	15	19N	20E	FERGUS

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM
HEADGATE USED AS AN ADDITIONAL MEANS OF DIVERSION.

Reservoir: ON STREAM **Reservoir Name** SMALL COTTONWOOD RESERVOIR
Govt Lot **Qtr Sec** **Sec** **Twp** **Rge** **County**
W2NW 15 19N 20E FERGUS

Diversion to Reservoir: DIVERSION # 1

Dam Height: 20.00 FEET

Depth: 17.00 FEET

Surface Area: 5.60 ACRES

Current Capacity: 38.00 ACRE-FEET

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

Period of Use: APRIL 1 to SEPTEMBER 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	50.00		SE	10	19N	20E	FERGUS
2	65.00		SW	11	19N	20E	FERGUS
Total:	115.00						

Geocodes/Valid: 08-2915-10-1-01-01-0000 - Y 08-2915-11-1-01-01-0000 - 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.

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

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.

210205-00 210241-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/12/2011: PLACE OF USE, MAXIMUM ACRES.

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

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 01/12/2012.

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 09/05/2012.

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.