

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 210217-00 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNESE	29	19N	20E	FERGUS

Period of Diversion: APRIL 1 TO OCTOBER 1

Diversion Means: HEADGATE

Period of Use: APRIL 1 to OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	145.00		S2	11	19N	20E	FERGUS
2	109.00		NE	12	19N	20E	FERGUS
3	198.00		S2	12	19N	20E	FERGUS
4	44.00		N2NW	13	19N	20E	FERGUS
5	31.00		N2N2	14	19N	20E	FERGUS
6	5.00		SESE	21	19N	20E	FERGUS
7	37.00		SW	22	19N	20E	FERGUS
8	12.00		NWNW	27	19N	20E	FERGUS
9	61.00		N2	28	19N	20E	FERGUS
10	10.00		W2NW	7	19N	21E	FERGUS
Total:	652.00						

Geocodes/Valid: 08-2915-11-1-01-01-0000 - Y 08-2915-12-1-01-01-0000 - Y
08-2915-13-1-01-01-0000 - Y 08-2915-14-1-01-01-0000 - Y
08-2915-21-3-01-01-0000 - Y 08-2915-22-1-01-01-0000 - Y
08-2915-27-2-02-01-0000 - Y 08-2915-28-1-01-01-0000 - Y
08-2916-07-1-01-01-0000 - 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

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.

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.