

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: 76F 98161-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: ROHRER, DOUGLAS & CAROL TRUST
DOUGLAS & CAROL ROHRER TRUSTEES
13571 MT HIGHWAY 200
FORT SHAW, MT 59443-9411

BRUCE K ROHRER
13571 MT HIGHWAY 200
FORT SHAW, MT 59443-9411

LYNN D ROHRER
13571 MT HIGHWAY 200
FORT SHAW, MT 59443-9411

MICHAEL P ROHRER
13571 MT HIGHWAY 200
FORT SHAW, MT 59443-9411

KEITH H ROHRER
371 N FORT SHAW RD
FORT SHAW, MT 59443-9718

KENNETH A ROHRER
181 N STATE HWY 59
VOLBORG, MT 59351

Priority Date: SEPTEMBER 12, 1878

Enforceable Priority Date: SEPTEMBER 12, 1878

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 2.50 CFS

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 1,164.00

Source Name: COTTONWOOD CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

| <u>ID</u> | <u>Govt Lot</u> | <u>Qtr</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------|-----------------|------------|------------|------------|------------|---------------|
| 1 | | | SENENW 4 | 12N | 11W | POWELL |

Period of Diversion: APRIL 25 TO OCTOBER 5

Diversion Means: HEADGATE

Ditch Name: WIDENER DITCH 4

| | | | | | | |
|---|--|--|----------|-----|-----|--------|
| 2 | | | NENWNW 4 | 12N | 11W | POWELL |
|---|--|--|----------|-----|-----|--------|

Period of Diversion: APRIL 25 TO OCTOBER 5

Diversion Means: HEADGATE

Ditch Name: WIDENER DITCH 3

| | | | | | | |
|---|--|--|-----------|-----|-----|--------|
| 3 | | | NENWSE 10 | 12N | 11W | POWELL |
|---|--|--|-----------|-----|-----|--------|

Period of Diversion: APRIL 25 TO OCTOBER 5

Diversion Means: HEADGATE

Ditch Name: SECTION 10 DITCH

| | | | | | | |
|---|--|--|-----------|-----|-----|--------|
| 4 | | | SENENW 33 | 13N | 11W | POWELL |
|---|--|--|-----------|-----|-----|--------|

Period of Diversion: APRIL 25 TO OCTOBER 5

Diversion Means: HEADGATE

Ditch Name: MCCORMICK DITCH 3

| | | | | | | |
|-----------|-----------------|----------------|------------|------------|------------|---------------|
| <u>ID</u> | <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
| 5 | | NWNESW | 33 | 13N | 11W | POWELL |

Period of Diversion: APRIL 25 TO OCTOBER 5
Diversion Means: HEADGATE
Ditch Name: SECTION 33 DITCH 1

| | | | | | | |
|---|--|--------|----|-----|-----|--------|
| 6 | | NESESW | 33 | 13N | 11W | POWELL |
|---|--|--------|----|-----|-----|--------|

Period of Diversion: APRIL 25 TO OCTOBER 5
Diversion Means: HEADGATE
Ditch Name: SECTION 33 DITCH 2

Period of Use: APRIL 25 to OCTOBER 5

Place of Use:

| <u>ID</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 | 71.00 | | | 3 | 12N | 11W | POWELL |
| 2 | 131.00 | | NE | 4 | 12N | 11W | POWELL |
| 3 | 19.00 | | NW | 4 | 12N | 11W | POWELL |
| 4 | 18.00 | | NESE | 4 | 12N | 11W | POWELL |
| 5 | 26.00 | | NE | 5 | 12N | 11W | POWELL |
| 6 | 18.00 | | E2NW | 5 | 12N | 11W | POWELL |
| 7 | 15.00 | | NENW | 10 | 12N | 11W | POWELL |
| 8 | 11.00 | | S2SWNE | 28 | 13N | 11W | POWELL |
| 9 | 37.00 | | S2NW | 28 | 13N | 11W | POWELL |
| 10 | 160.00 | | SW | 28 | 13N | 11W | POWELL |
| 11 | 8.00 | | E2E2SE | 29 | 13N | 11W | POWELL |
| 12 | 3.00 | | NENENE | 32 | 13N | 11W | POWELL |
| 13 | 539.00 | | | 33 | 13N | 11W | POWELL |
| 14 | 58.00 | | NW | 34 | 13N | 11W | POWELL |
| 15 | 50.00 | | SW | 34 | 13N | 11W | POWELL |

Total: 1,164.00

| | | |
|------------------------|-----------------------------|-----------------------------|
| Geocodes/Valid: | 28-2103-03-1-01-01-0000 - Y | 28-2103-04-2-02-01-0000 - Y |
| | 28-2103-05-1-01-01-0000 - Y | 28-2103-10-2-01-01-0000 - Y |
| | 28-2208-28-3-01-01-0000 - Y | 28-2208-29-4-01-01-0000 - Y |
| | 28-2208-32-1-01-01-0000 - Y | 28-2208-33-1-01-01-0000 - Y |
| | 28-2208-33-1-01-02-0000 - Y | 28-2208-34-1-01-01-0000 - 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.

| | | | | | | |
|----------|----------|----------|----------|----------|----------|----------|
| 98147-00 | 98148-00 | 98149-00 | 98150-00 | 98151-00 | 98152-00 | 98153-00 |
| 98154-00 | 98155-00 | 98156-00 | 98157-00 | 98158-00 | 98159-00 | 98160-00 |
| 98161-00 | 98162-00 | 98163-00 | 98164-00 | 98165-00 | 98166-00 | 98167-00 |
| 98168-00 | 98169-00 | 98170-00 | 98171-00 | 98172-00 | 98173-00 | 98178-00 |
| 98179-00 | 98181-00 | 98182-00 | 98183-00 | 98184-00 | | |

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 7-27-2006: MAXIMUM ACRES, PLACE OF USE, POINTS OF DIVERSION.

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 9/8/2008.

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 153135 RECEIVED 12/31/2016.