

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 30024849 PROVISIONAL PERMIT
Version: 1 -- ORIGINAL RIGHT
Version Status: TERMINATED

Owners: BIG SKY COAL CO
PO BOX 97
COLSTRIP, MT 59323-0097

Priority Date: OCTOBER 10, 2006 at 10:00 A.M.
Enforceable Priority Date: OCTOBER 10, 2006 at 10:00 A.M.

Purpose (use): STOCK

Maximum Flow Rate:

Maximum Volume: 15.36 AC-FT

Source Name: GROUNDWATER
Source Type: GROUNDWATER

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		NWNE	30	1N	41E	ROSEBUD

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: PIT

Reservoir: OFF STREAM **Reservoir Name** B3
Govt Lot **Qtr Sec** **Sec** **Twp** **Rge** **County**
NWNE 30 1N 41E ROSEBUD

Depth: 40.50 FEET
Surface Area: 4.53 ACRES
Current Capacity: 84.00 ACRE-FEET

Purpose (Use): STOCK
Volume: 15.36 AC-FT
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			NWNE	30	1N	41E	ROSEBUD

Geocodes/Valid: -- NO VALID GEOCODES --

Remarks:

NORTHERN CHEYENNE-MONTANA COMPACT

THIS RIGHT IS SUBJECT TO ALL EXISTING RIGHTS INCLUDING THE RESERVED WATER RIGHTS OF THE NORTHERN CHEYENNE TRIBE AS DETERMINED IN THE NORTHERN CHEYENNE-MONTANA COMPACT DATED JUNE 11, 1991. IT IS THE TRIBE'S POSITION THAT THE EXERCISE OF JUNIOR WATER RIGHTS EITHER WITHIN OR OUTSIDE OF THE EXTERIOR BOUNDARIES OF THE NORTHERN CHEYENNE INDIAN RESERVATION MAY ADVERSELY AFFECT THE RESERVED WATER RIGHTS OF THE TRIBE WITHIN THE EXTERIOR BOUNDARIES OF THE RESERVATION.

WATER MEASUREMENT- FUTURE MEASURING DEVICE REQUIREMENT

ANYTIME AFTER THIS RIGHT IS ISSUED AND COMPETITION FOR WATER ON THE SOURCE BECOMES AN ISSUE, THE DEPARTMENT MAY REQUIRE THE APPROPRIATOR TO INSTALL A WATER USE MEASURING DEVICE AND SUBMIT THE RECORDS OF THE FLOW RATE OR VOLUME OR BOTH OF ALL WATER DIVERTED.