

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SWEET GRASS CREEK
BASIN 43BV
IMPORTANT NOTICE**

AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY ORDER OF THE MONTANA WATER COURT AFTER ISSUANCE OF THE PREVIOUS DECREE.

Water Right Number: 43BV 150276-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Lower Medley Ditch

Owners: CREMER RODEO LAND & LIVE STOCK CO
PO BOX 276
MELVILLE, MT 59055 0276

Priority Date: JUNE 1, 1898

Type of Historical Right: DECREED

Purpose (use): STOCK

Flow Rate:

Volume: THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING 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.

move →

***Source Name:** BILLY CREEK
Source Type: SURFACE WATER

***Source Name:** CAYUSE CREEK
Source Type: SURFACE WATER

***Source Name:** RYE CREEK
Source Type: SURFACE WATER

***Source Name:** SWEET GRASS CREEK
Source Type: SURFACE WATER

***Source Name:** UNNAMED TRIBUTARY OF SWEET GRASS 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 | | NESENE | 32 | 5N | 14E | SWEET GRASS |

***Source Name:** CAYUSE CREEK
Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: MULTIPLE; *Martin and Cremer Ditch - Enforcement Diversion No. C-10*

| | | | | | | |
|---|--|--------|---|----|-----|-------------|
| 2 | | SESESE | 5 | 4N | 14E | SWEET GRASS |
|---|--|--------|---|----|-----|-------------|

Source Name: ~~UNNAMED TRIBUTARY OF SWEET GRASS CREEK~~
Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: MULTIPLE; *Essex Ditch aka VanCleve Howe Ditch - Enforcement Diversion No. 67*

***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> |
|-----------|----------------------|---|------------|------------|------------|---------------|
| 3 | | SWNESW | 5 | 4N | 14E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE; Cremer-Nollmeyer Ditch- Enforcement Diversion No. 68 | | | | |
| 4 | | ^{NE SW NE} SENE NW | 9 | 4N | 14E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE; Cremer Ditch- Enforcement Diversion No. 63A | | | | |
| 5 | | ^{NW} NWNENE | 17 | 4N | 14E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE; Essec Ditch; Enforcement Diversion No. 67A | | | | |
| 6 | | NWNWNW | 16 | 4N | 14E | SWEET GRASS |
| | Source Name: | BILLY CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE; Howe-VanCleve Ditch- Enforcement Diversion No. 67B | | | | |
| 7 | | SWNESW | 22 | 4N | 14E | SWEET GRASS |
| | Source Name: | RYE CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE; Franklin Ditches- Enforcement Diversion No. 96 | | | | |
| 8 | | NWSENE | 18 | 3N | 16E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE | | | | |
| 9 | | SENESE | 18 | 3N | 16E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE; Stocker Ditch- Enforcement Diversion No. 38 | | | | |
| 10 | | SESESE | 7 | 3N | 16E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE; Stocker Ditch- Enforcement Diversion No. 42 | | | | |
| 11 | | SWNWNW | 14 | 4N | 14E | SWEET GRASS |
| | Source Name: | BILLY CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE; Franklin Ditches aka Southside Franklin Ditches- Enforcement | | | | |
| 12 | | ^{NE} SESWNW | 14 | 4N | 14E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE; Franklin Ditches aka Northside Franklin Ditch- Enforcement Diversion No. 61 | | | | |

***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> |
|-----------|----------------------|---|------------|------------|------------|---------------|
| 13 | | NENWSW | 14 | 4N | 14E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE; Franklin Ditches - Enforcement Diversion No. 59 | | | | |
| 14 | | NWNESE | 21 | 4N | 14E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE; Franklin Ditches - Enforcement Diversion No. 95 | | | | |
| 15 | | NWSWSW | 6 | 3N | 16E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE | | | | |
| 16 | | SW | 6 | 3N | 16E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE | | | | |
| 17 | | | 7 | 3N | 16E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE; Stocker - Enforcement Diversion No. 42 | | | | |
| 18 | | W2W2 | 8 | 3N | 16E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE | | | | |
| 19 | | W2W2 | 17 | 3N | 16E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE | | | | |
| 20 | | E2E2 | 18 | 3N | 16E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE | | | | |
| 21 | | NW | 20 | 3N | 16E | SWEET GRASS |
| | Source Name: | SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE | | | | |
| 22 | | N2 | 24 | 4N | 14E | SWEET GRASS |
| | Source Name: | UNNAMED TRIBUTARY OF SWEET GRASS CREEK | | | | |
| | Period of Diversion: | JANUARY 1 TO DECEMBER 31 | | | | |
| | Diversion Means: | MULTIPLE | | | | |

***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> |
|---|-----------------|----------------|------------|------------|------------|---------------|
| 23 | | W2 | 23 | 4N | 14E | SWEET GRASS |
| Source Name: SWEET GRASS CREEK | | | | | | |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: MULTIPLE | | | | | | |
| 24 | | | 15 | 4N | 14E | SWEET GRASS |
| Source Name: BILLY CREEK | | | | | | |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: MULTIPLE | | | | | | |
| 25 | | | 14 | 4N | 14E | SWEET GRASS |
| Source Name: BILLY CREEK | | | | | | |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: MULTIPLE | | | | | | |
| 26 | | | 21 | 4N | 14E | SWEET GRASS |
| Source Name: RYE CREEK | | | | | | |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: MULTIPLE | | | | | | |
| 27 | | | 22 | 4N | 14E | SWEET GRASS |
| Source Name: RYE CREEK | | | | | | |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: MULTIPLE | | | | | | |
| 28 | | | 26 | 4N | 14E | SWEET GRASS |
| Source Name: RYE CREEK | | | | | | |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: MULTIPLE | | | | | | |
| 29 | | | 25 | 4N | 14E | SWEET GRASS |
| Source Name: RYE CREEK | | | | | | |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: MULTIPLE | | | | | | |

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 | | | SW | 6 | 3N | 16E | SWEET GRASS |
| 2 | | | | 7 | 3N | 16E | SWEET GRASS |
| 3 | | | W2W2 | 8 | 3N | 16E | SWEET GRASS |
| 4 | | | W2W2 | 17 | 3N | 16E | SWEET GRASS |
| 5 | | | E2E2 | 18 | 3N | 16E | SWEET GRASS |
| 6 | | | NW | 20 | 3N | 16E | SWEET GRASS |
| 7 | | | N2 | 24 | 4N | 14E | SWEET GRASS |
| 8 | | | W2 | 23 | 4N | 14E | SWEET GRASS |
| 9 | | | | 15 | 4N | 14E | SWEET GRASS |
| 10 | | | | 14 | 4N | 14E | SWEET GRASS |
| 11 | | | | 21 | 4N | 14E | SWEET GRASS |
| 12 | | | | 22 | 4N | 14E | SWEET GRASS |
| 13 | | | | 26 | 4N | 14E | SWEET GRASS |

***Place of Use:**

| <u>ID</u> | <u>Acres</u> | <u>Govt Lot</u> | <u>Qtr</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------|--------------|-----------------|------------|------------|------------|------------|---------------|
| 14 | | | | 25 | 4N | 14E | SWEET GRASS |

Remarks:

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

AS NOT ALL OF THE ABOVE-DECREED POINTS OF DIVERSION ARE ON THE ABOVE-DECREED SOURCE, THE FOLLOWING IS INCLUDED FOR CLARIFICATION:

| NESENE | 32 | 05N | 14E | SWEETGRASS | CAYUSE CREEK |
|--------|----|-----|-----|------------|---------------------|
| SESESE | 05 | 04N | 14E | SWEETGRASS | UT SWEETGRASS CREEK |
| SWNESW | 05 | 04N | 14E | SWEETGRASS | SWEETGRASS CREEK |
| SENENW | 09 | 04N | 14E | SWEETGRASS | SWEETGRASS CREEK |
| NWNENE | 17 | 04N | 14E | SWEETGRASS | SWEETGRASS CREEK |
| NWNWNW | 16 | 04N | 14E | SWEETGRASS | BILLY CREEK |
| SWNESW | 22 | 04N | 14E | SWEETGRASS | RYE CREEK |
| NWSENE | 18 | 03N | 16E | SWEETGRASS | SWEETGRASS CREEK |
| SENESE | 18 | 03N | 16E | SWEETGRASS | SWEETGRASS CREEK |
| SESESE | 07 | 03N | 16E | SWEETGRASS | SWEETGRASS CREEK |
| SWNWNW | 14 | 04N | 14E | SWEETGRASS | BILLY CREEK |
| SESWNW | 14 | 04N | 14E | SWEETGRASS | SWEETGRASS CREEK |
| NENWSW | 14 | 04N | 14E | SWEETGRASS | SWEETGRASS CREEK |
| NWNESE | 21 | 04N | 14E | SWEETGRASS | SWEETGRASS CREEK |
| NWSWSW | 06 | 03N | 16E | SWEETGRASS | SWEETGRASS CREEK |
| SW | 06 | 03N | 16E | SWEETGRASS | SWEETGRASS CREEK |
| | 07 | 03N | 16E | SWEETGRASS | SWEETGRASS CREEK |
| W2W2 | 08 | 03N | 16E | SWEETGRASS | SWEETGRASS CREEK |
| W2W2 | 17 | 03N | 16E | SWEETGRASS | SWEETGRASS CREEK |
| E2E2 | 18 | 03N | 16E | SWEETGRASS | SWEETGRASS CREEK |
| NW | 20 | 03N | 16E | SWEETGRASS | SWEETGRASS CREEK |
| N2 | 24 | 04N | 14E | SWEETGRASS | UT SWEETGRASS CREEK |
| W2 | 23 | 04N | 14E | SWEETGRASS | SWEETGRASS CREEK |
| | 15 | 04N | 14E | SWEETGRASS | BILLY CREEK |
| | 14 | 04N | 14E | SWEETGRASS | BILLY CREEK |
| | 21 | 04N | 14E | SWEETGRASS | RYE CREEK |
| | 22 | 04N | 14E | SWEETGRASS | RYE CREEK |
| | 26 | 04N | 14E | SWEETGRASS | RYE CREEK |
| | 25 | 04N | 14E | SWEETGRASS | RYE CREEK |

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.