

**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 150279-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Status:** ACTIVE

*Thompson-Howe  
Ditch aka Cremer Ditch  
EDN. 63A*

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

**Priority Date:** FEBRUARY 24, 1914

**Type of Historical Right:** USE

**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.

- \*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:**

| ID | Govt Lot | Qtr | Sec     | Twp | Rge | County      |
|----|----------|-----|---------|-----|-----|-------------|
| 1  |          | NE  | SENE 32 | 5N  | 14E | SWEET GRASS |

\*Source Name: CAYUSE CREEK

Period of Diversion: JANUARY 1 TO DECEMBER 31;

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

|   |  |    |        |    |     |             |
|---|--|----|--------|----|-----|-------------|
| 2 |  | SE | SESE 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- 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; <i>Cremer-Nollmeyer Ditch-Enforcement Diversion No. 68</i>         |            |            |            |                         |
| 4         |                      | <sup>NE SW NE</sup><br>SENEW                                                 | 9          | 4N         | 14E        | SWEET GRASS             |
|           | Source Name:         | SWEET GRASS CREEK                                                            |            |            |            |                         |
|           | Period of Diversion: | JANUARY 1 TO DECEMBER 31                                                     |            |            |            |                         |
|           | Diversion Means:     | MULTIPLE; <i>Cremer Ditch-Enforcement Diversion No. 63A</i>                  |            |            |            |                         |
| 5         |                      | <sup>NW</sup><br>NWNENE                                                      | 17         | 4N         | 14E        | SWEET GRASS             |
|           | Source Name:         | SWEET GRASS CREEK                                                            |            |            |            |                         |
|           | Period of Diversion: | JANUARY 1 TO DECEMBER 31                                                     |            |            |            |                         |
|           | Diversion Means:     | MULTIPLE; <i>Essec Ditch-Enforcement Diversion No. 67A</i>                   |            |            |            |                         |
| 6         |                      | NWNWNW                                                                       | 16         | 4N         | 14E        | SWEET GRASS             |
|           | Source Name:         | BILLY CREEK                                                                  |            |            |            |                         |
|           | Period of Diversion: | JANUARY 1 TO DECEMBER 31                                                     |            |            |            |                         |
|           | Diversion Means:     | MULTIPLE; <i>Howe-VanCleve Ditch-Enforcement Diversion No. 67B</i>           |            |            |            |                         |
| 7         |                      | SWNESW                                                                       | 22         | 4N         | 14E        | SWEET GRASS             |
|           | Source Name:         | RYE CREEK                                                                    |            |            |            |                         |
|           | Period of Diversion: | JANUARY 1 TO DECEMBER 31                                                     |            |            |            |                         |
|           | Diversion Means:     | MULTIPLE; <i>Franklin Ditches-Enforcement Diversion No. 96</i>               |            |            |            |                         |
| 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; <i>Stocker Ditch-Enforcement Diversion No. 38</i>                  |            |            |            |                         |
| 10        |                      | SESESE                                                                       | 7          | 3N         | 16E        | SWEET GRASS             |
|           | Source Name:         | SWEET GRASS CREEK                                                            |            |            |            |                         |
|           | Period of Diversion: | JANUARY 1 TO DECEMBER 31                                                     |            |            |            |                         |
|           | Diversion Means:     | MULTIPLE; <i>Stocker Ditch-Enforcement Diversion No. 42</i>                  |            |            |            |                         |
| 11        |                      | SWNWNW                                                                       | 14         | 4N         | 14E        | SWEET GRASS             |
|           | Source Name:         | <del>BILLY CREEK</del> <i>Sweet Grass Creek</i>                              |            |            |            |                         |
|           | Period of Diversion: | JANUARY 1 TO DECEMBER 31                                                     |            |            |            |                         |
|           | Diversion Means:     | MULTIPLE; <i>Franklin Ditches aka Southside Franklin Ditches-Enforcement</i> |            |            |            |                         |
| 12        |                      | NE SE SWNW                                                                   | 14         | 4N         | 14E        | SWEET GRASS             |
|           | Source Name:         | SWEET GRASS CREEK                                                            |            |            |            |                         |
|           | Period of Diversion: | JANUARY 1 TO DECEMBER 31                                                     |            |            |            |                         |
|           | Diversion Means:     | MULTIPLE; <i>Franklin Ditch aka Northside Franklin Ditches-Enforcement</i>   |            |            |            |                         |
|           |                      |                                                                              |            |            |            | <i>Diversion No. 61</i> |

**\*Point of Diversion and Means of Diversion:**

| <u>ID</u> | <u>Govt Lot</u>                                                            | <u>Qtr</u> | <u>Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u>      |
|-----------|----------------------------------------------------------------------------|------------|------------|------------|------------|------------|--------------------|
| 13        |                                                                            | NEN        | SW         | 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        |                                                                            | NW         | NE         | 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        |                                                                            | N          | W          | SW         | 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        |                                                                            | S          | E          | S          | E          | 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    |            |            |            |            |            |                    |
| 18        |                                                                            | W          | 2          | W          | 2          | 8          | 3N 16E SWEET GRASS |
|           | Source Name: SWEET GRASS CREEK                                             |            |            |            |            |            |                    |
|           | Period of Diversion: JANUARY 1 TO DECEMBER 31                              |            |            |            |            |            |                    |
|           | Diversion Means: MULTIPLE                                                  |            |            |            |            |            |                    |
| 19        |                                                                            | W          | 2          | W          | 2          | 17         | 3N 16E SWEET GRASS |
|           | Source Name: SWEET GRASS CREEK                                             |            |            |            |            |            |                    |
|           | Period of Diversion: JANUARY 1 TO DECEMBER 31                              |            |            |            |            |            |                    |
|           | Diversion Means: MULTIPLE                                                  |            |            |            |            |            |                    |
| 20        |                                                                            | E          | 2          | E          | 2          | 18         | 3N 16E SWEET GRASS |
|           | Source Name: SWEET GRASS CREEK                                             |            |            |            |            |            |                    |
|           | Period of Diversion: JANUARY 1 TO DECEMBER 31                              |            |            |            |            |            |                    |
|           | Diversion Means: MULTIPLE                                                  |            |            |            |            |            |                    |
| 21        |                                                                            | N          | W          | 20         | 3N         | 16E        | SWEET GRASS        |
|           | Source Name: SWEET GRASS CREEK                                             |            |            |            |            |            |                    |
|           | Period of Diversion: JANUARY 1 TO DECEMBER 31                              |            |            |            |            |            |                    |
|           | Diversion Means: MULTIPLE                                                  |            |            |            |            |            |                    |
| 22        |                                                                            | N          | 2          | 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</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</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    |
| SESESE | 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    |
| NWNENE | 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   | 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 | SWEETGRASS CREEK    |
|        | 15 | 04N | 14E | SWEETGRASS | BILLY CREEK         |
|        | 14 | 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.**