

**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 150285-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Rye Creek added to VanCleve Howe

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

Priority Date: SEPTEMBER 1, 1888

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.

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- *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
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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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		SW	NE	SW	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	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	NE	NE	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		NW	NW	NW	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		SW	NE	SW	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		NW	SE	NE	18	3N 16E	SWEET GRASS
	Source Name: SWEET GRASS CREEK						
	Period of Diversion: JANUARY 1 TO DECEMBER 31						
	Diversion Means: MULTIPLE						
9		SE	NE	SE	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		SE	SE	SE	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		SW	NW	NW	14	4N 14E	SWEET GRASS
	Source Name: BILLY CREEK Sweet Grass Creek						
	Period of Diversion: JANUARY 1 TO DECEMBER 31						
	Diversion Means: MULTIPLE; Franklin Ditches aka Southside Franklin Ditch-Enforcement						
12		NE	SE	SW	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		NEN	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		NWNE	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		NWS	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 Ditch - Enforcement Diversion No. 42						
18		W2W	8	3N	16E	SWEET GRASS
Source Name: SWEET GRASS CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: MULTIPLE						
19		W2W	17	3N	16E	SWEET GRASS
Source Name: SWEET GRASS CREEK						
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: MULTIPLE						
20		E2E	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
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Source Name: BILLY CREEK
 Period of Diversion: JANUARY 1 TO DECEMBER 31
 Diversion Means: MULTIPLE

25			14	4N	14E	SWEET GRASS
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Source Name: BILLY CREEK
 Period of Diversion: JANUARY 1 TO DECEMBER 31
 Diversion Means: MULTIPLE

26			21	4N	14E	SWEET GRASS
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Source Name: RYE CREEK
 Period of Diversion: JANUARY 1 TO DECEMBER 31
 Diversion Means: MULTIPLE

27			22	4N	14E	SWEET GRASS
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Source Name: RYE CREEK
 Period of Diversion: JANUARY 1 TO DECEMBER 31
 Diversion Means: MULTIPLE

28			26	4N	14E	SWEET GRASS
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Source Name: RYE CREEK
 Period of Diversion: JANUARY 1 TO DECEMBER 31
 Diversion Means: MULTIPLE

29			25	4N	14E	SWEET GRASS
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Source Name: RYE CREEK
 Period of Diversion: JANUARY 1 TO DECEMBER 31
 Diversion Means: MULTIPLE

Reservoir: OFFSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
SENENE		21	4N	14E	SWEET GRASS

Diversion to Reservoir: DIVERSION # 1

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

***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>
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
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
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 FOLLOWING POTENTIAL ISSUES WERE IDENTIFIED DURING CLAIMS EXAMINATION OR DURING PREVIOUS WATER COURT PROCEEDINGS. THESE ISSUES MAY REMAIN UNRESOLVED IF NO OBJECTIONS ARE FILED DURING THE NEXT OBJECTION PERIOD.

WHEN THIS CLAIM WAS ORIGINALLY DECREED, THE PERIOD OF DIVERSION WAS NOT INCLUDED AS AN ELEMENT OF THE CLAIM. IN 2008, THE PERIOD OF DIVERSION ELEMENT WAS ADDED TO ALL CLAIM ABSTRACTS. IT IS NOT CERTAIN IF THE PERIOD OF DIVERSION DATES ADDED TO THIS CLAIM ACCURATELY REFLECT THE HISTORICAL PERIOD OF DIVERSION. MORE INFORMATION IS REQUIRED.