

Montana Water Court
P.O. Box 1389
Bozeman, MT 59771-1389
(406) 586-4364
1-800-624-3270
watercourt@mt.gov

FILED
08/22/2025
Sara Calkins
CLERK
Montana Water Court
STATE OF MONTANA
By: D'Ann CIGLER
43A-0118-R-2020
Stern, Anika
63.00

MONTANA WATER COURT
YELLOWSTONE DIVISION
SHIELDS RIVER
BASIN 43A
PRELIMINARY DECREE

* * * * *

CLAIMANTS: Arthun Ranch Inc.; Queen Ranches, Inc.

OBJECTORS: Arthun Ranch Inc.; Queens Ranches, Inc.

NOTICE OF INTENT TO APPEAR: 4 Diamond Ranch at
Wallrock, LLC

CASE 43A-0011-R-2020

43A 190767-00

43A 190929-00

43A 191200-00

CLAIMANTS: Arthun Ranch Inc; Rollin River Ranch LLC;
Johnstone Ranch LLC

OBJECTORS: 4 Diamond Ranch at Wallrock LLC; Arthun
Ranch Inc.; Rollin River Ranch, Inc.

COUNTEROBJECTORS: Jacqueline Marie Shiplet,
Surviving Spouse's Trust; Robert
Shiplet Marital Exemption Trust;
Robert W. Shiplet; Steven W.
Shiplet

NOTICE OF INTENT TO APPEAR: 4 Diamond Ranch at
Wallrock LLC; CJA
Properties LLC; Henry
Guth, Inc.; Shields
Canal Co.

CASE 43A-0015-R-2020

43A 190838-00

43A 190840-00

43A 190841-00

43A 191180-00

43A 192631-00

43A 213372-00

CLAIMANT: 4 Diamond Ranch at Wallrock LLC

OBJECTORS: 4 Diamond Ranch at Wallrock LLC;
Arthun Ranch Inc.

NOTICE OF INTENT TO APPEAR: Arthun Ranch Inc.;
CJA Properties LLC

CASE 43A-0081-R-2020

43A 6977-00 43A 190578-00
43A 7015-00 43A 190579-00
43A 154124-00 43A 190580-00
43A 190569-00 43A 190584-00
43A 190570-00 43A 190586-00
43A 190571-00 43A 190928-00
43A 190572-00 43A 190941-00
43A 190573-00 43A 191758-00
43A 190574-00 43A 192122-00
43A 190575-00 43A 192131-00
43A 190576-00 43A 192440-00
43A 190577-00 43A 192459-00
43A 30069161

CLAIMANT: 4 Diamond Ranch at Wallrock LLC

OBJECTORS: ~~Arthun Land LLC~~; Arthun Ranch Inc.;
Rollin River Ranch LLC

NOTICE OF INTENT TO APPEAR: CJA Properties;
Matthew B. Levers

CASE 43A-0082-R-2020

43A 190582-00
43A 213209-00

CLAIMANT: Rolling River Ranch LLC

OBJECTORS: 4 Diamond Ranch at Wallrock LLC;
Rolling River Ranch LLC

NOTICE OF INTENT TO APPEAR: CJA Properties;
Henry Guth Inc.;
Jacqueline Marie
Shiplet Surviving
Spouse's Trust;
Robert Shiplet
Marital Exemption
Trust; Robert W.
Shiplet; Steven W.
Shiplet

CASE 43A-0118-R-2020

43A 190686-00
43A 190688-00

CLAIMANTS: Levers Family Trust, Amend 2006; John
G Sessoms; Trust for Matthew B Levers

OBJECTORS: 4 Diamond Ranch at Wallrock LLC; USA
(Dept of Interior Bureau of Reclamation)

NOTICE OF INTENT TO APPEAR: 4 Diamond Ranch at
Wallrock LLC;
Henry Guth, Inc.

CASE 43A-0395-R-2021

43A 117118-00
43A 117125-00

CLAIMANTS: Henry Guth, Inc.; Levers Family Trust
Amend 2006; John G. Sessoms Livings
Trust 3/22/2022; Trust for Mathew B.
Levers; Christopher A. Spoja; Debra L.
Spoja; Rollin River Ranch, LLC

NOTICE OF INTENT TO APPEAR: 4 Diamond Ranch at
Wallrock, LLC

CASE 43A-0400-R-2025

43A 3720-00	43A 117123-00
43A 23730-00	43A 117126-00
43A 23731-00	43A 117128-00
43A 117107-00	43A 117129-00
43A 117121-00	43A 117130-00
43A 190691-00	43A 190685-00
43A 190697-00	43A 190687-00
43A 190698-00	43A 190689-00
43A 191258-00	43A 190690-00
43A 117108-00	43A 190692-00
43A 117109-00	43A 190693-00
43A 117119-00	43A 190694-00
43A 117120-00	43A 190695-00
43A 117122-00	43A 190696-00

NOTICE OF FILING OF MASTER'S REPORT

This Master's Report was filed with the Montana Water Court on the above-stamped date. Please review this report carefully.

You may file a written objection to this Master's Report within **10 days** of the stamped date if you disagree or find errors with the Master's findings of fact, conclusions of law, or recommendations. Rule 23, W.R.Adj.R. If the Master's Report was mailed to you, the Montana Rules of Civil Procedure allow an additional 3 days be added to the 10-day objection period. Rule 6(d), M.R.Civ.P. If you file an objection, you must serve a copy of the objection to all parties on the service list found at the end of the Master's Report. The original objection and a certificate of mailing to all parties on the service list must be filed with the Water Court.

If you do not file a timely objection, the Water Court will conclude that you agree with the content of this Master's Report.

MASTER'S REPORT

PROCEDURAL HISTORY

Proceedings in Cases 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, and 43A-0395-R-2025 have been ongoing for several years; for much of that time, Cases 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43-0082-R-2020, 43A-0118-R-2020 were in mediation.

On November 4, 2024, the parties in Cases 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0083-R-2020, and 43A-0118-R-2020 filed an Agreement Addressing Water Rights Associated with Jordan-Arthun Reservoir (“Stipulation”). (Doc.¹49.00). The Stipulation was entered into between: Arthun Ranch, Inc. (“Arthun Ranch”); Rollin River Ranch, LLC (“Rollin River”); Levers Family Trust, Amend 2006, John G. Sessoms, and Trust for Matthew B. Levers (collectively, “Levers/Sessom”); Henry Guth Inc. (“Guth”); and 4 Diamond Ranch at Wallrock, LLC (“4 Diamond”). The Stipulation resolves the various objections, counterobjections, and notices of intent to appear filed in Cases 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, and 43A-0118-R-2020, and claim 43A 117118-00 (Case 43A-0395-R-2021)². The Stipulation memorializes water management practices, a prior Reservoir Operation Agreement, and an Exchange Agreement; parties should look to the record for those details. The Stipulation standardizes elements of Jordan-Arthun Reservoir claims.

Case 43A-0395-R-2021 has been running alongside the other captioned cases as the parties waited for mediation to conclude.

The Stipulation also addressed claims that were previously consolidated in other Water Court Cases that were closed, along with claims not previously in front of the Court; those claims were consolidated into Case 43A-0400-R-2025. (Doc. 62.00). The claims in Case 43A-0400-R-2025 are addressed in this Master’s Report.

An Order Setting Filing Deadline was issued on June 12, 2025, with the Master’s Report attached in draft form. The Draft Master’s Report process gave all parties, including those not previously involved in the process, the opportunity to agree or disagree with proposals set forth by the Stipulating parties:

...the deadline for all parties to review the enclosed Draft Master’s Report and attached abstracts and file comments is **July 31, 2025. Failure to file comments will be viewed as agreement with the findings, conclusions and recommendations found in this**

¹ “Doc.” numerical references correlate to case file docket numbers in the Water Court’s Full Court case management system. The “Doc.” references in this Report will refer to Case 43A-0011-R-2020, unless otherwise noted.

² The BOR withdrew its objection to claim 43A 117118-00 on July 7, 2022.

Draft Master's Report. Any comments should be specific and must be filed on all parties.

Failure to comply with the terms of this Order may result in sanctions, up to and including entry of default and termination of a water right claim or dismissal of objections. Rule 22, W.R.Adj.R. (emphasis in original)

(Doc. 62.00).

Arthun; 4 Diamond; the Jacqueline Marie Shiplet Surviving Spouse's Trust, Robert Shiplet Marital Exemption Trust, Robert W. Shiplet, and Steven W. Shiplet (collectively "Shiplets"); and Guth responded by the July 31, 2025 deadline. Arthun and 4 Diamond indicated agreement with the Draft Masters Report and provided information as to where issue remarks had previously already been addressed in the record. (Doc. 63.00 and Case 43A-0015-R-2020, Doc. 72.00). The Shiplets indicated their agreement with the Draft Master's Report. (Case 43A-0015-R-2020, Doc. 71.00). Guth indicated it:

has reviewed the Draft Master's Report and attachments and does not agree with all that is stated therein, but in the interest of avoiding further litigation will not contest the Draft Master's Report.

(Case 43A-0400-R-2025, Doc. 4.00). Nothing was filed by other parties.

FINDINGS OF FACT

Withdrawals:

1. **Claim 43A 190929-00** (Case 43A-0011-R-2020): On May 21, 2021, Arthun Ranch, Inc. withdrew claim 43A 190929-00. (Doc. 19.00).
2. **Claim 43A 192122-00** (Case 43A-0081-R-2020): 4 Diamond withdrew claim 43A 192122-00 on January 29, 2021. (Case 43A-0081-R-2020, Doc. 7.00).
3. **Claim 43A 213209-00** (Case 43A-0082-R-2020): 4 Diamond withdrew claim 43A 213209-00 on February 2, 2021. (Case 43A-0082-R-2020, Doc. 7.00).

Issue Remarks:

4. **Claims 43A 117118-00** (Case 43A-0395-R-2021), **43A 117125-00** (Case 43A-0395-R-2021), **43A 154124-00** (Case 43A-0081-R-2020), **43A 190582-00** (Case 43A-0082-R-2020), **43A 190584-00**, (Case 43A-0081-R-2020), **43A 190586-00**, (Case 43A-0081-R-2020),

43A 190686-00 (Case 43A-0118-R-2020), **43A 190688-00** (Case 43A-0118-R-2020) **43A 190767-00** (Case 43A-0011-R-2020), **43A 190840-00** (Case 43A-0015-R-2020), **43A 190841-00** (Case 43A-0015-R-2020), **43A 190928-00** (Case 43A-0081-R-2020), **43A 190941-00** (Case 43A-0081-R-2020), **43A 191180-00** (Case 43A-0015-R-2020), **43A 300690161** (Case 43A-0081-R-2020) : Claims 43A 117118-00, 43A 117125-00, 43A 154124-00, 43A 190582-00, 43A 190584-00, 43A 190586-00, 43A 190686-00, 43A 190688-00, 43A 190767-00, 43A 190840-00, 43A 190841-00, 43A 190928-00, 43A 190941-00, 43A 191180-00, 43A 300690161 were decreed with only notice-type issue remarks. The remarks do not require further attention.

5. **Claims 43A 190569-00, 43A 190570-00, 43A 190571-00, 43A 190572-00, 43A 190573-00, 43A 190574-00, 43A 190575-00, 43A 190576-00, 43A 190577-00, 43A 190578-00, 43A 190579-00, and 43A 190580-00** (Case 43A-0081-R-2020): In its January 29, 2021 Proposed Resolution of Objections and Remarks, 4 Diamond stated the following regarding the point of diversion for claim 43A 190569-00:

POD - Four PODs are listed on the preliminary decree abstract, summarized below. A map of the PODs and ditches is provided as Exhibit 4. The preliminary decree abstract also includes an issue remark stating that the legal land descriptions of PODs #3 and #4 cannot be confirmed.

- POD #1, Govt Lot 15 of Section 4, T4N R9E, corresponds to the Big Ditch diversion as listed on the preliminary decree abstract. There are no issues with this POD legal land description and no corrections are needed.
- POD #2, SESWSW Section 21, T4N R9E, corresponds to the Antelope Ditch diversion. The legal land description of this POD is accurate. However, a ditch name of "Antelope Ditch" should be added to POD #2.
- POD #3 was claimed, and is listed on the preliminary decree abstract, as the SESESE of Section 20, T4N R9E. However, this POD is actually located at the Highway Ditch diversion in the SWSESW of Section 21 (see Exhibit 4). The legal land description of POD #3 should be corrected to the SWSESW of Section 21, T4N R9E, and a ditch name of "Highway Ditch" should be added to POD #3.
- POD #4, SESWNE of Section 29, T4N R9E, is a secondary POD from the Highway Ditch and should be removed from the 43A 190569 00 abstract.

4 Diamond proposed the same point of diversion modifications for claims 43A 190570-00, 43A 190571-00, 43A 190572-00, 43A 190573-00, 43A 190574-00, 43A 190575-00, 43A 190576-00, 43A 190577-00, 43A 190578-00, 43A 190579-00, and 43A 190580-00, addressing the point of diversion issue remarks decreed on the claims. (Case 43A-0081-R-2020, Doc. 7.00).

In addition to the point of diversion issue remarks, claims 43A 190570-00, 43A 190571-00, 43A 190572-00, 43A 190573-00, 43A 190574-00, 43A 190575-00, 43A 190576-00, 43A 190577-00, 43A 190578-00, 43A 190579-00, and 43A 190580-00 were decreed with notice-type issue remarks that do not require further attention.

The January 29, 2021 filing proposed other modifications to the claims in Case 43A-0081-R-2020 to resolve 4 Diamond's self-objections. The January 29, 2021 filing was a proposed resolution, in later opportunities to determine if the proposed resolution to the self-objections should be implemented, 4 Diamond did not take the opportunity to incorporate the proposals (see for example the Stipulation and the Order Setting Filing Deadline for the Draft Master's Report. The Stipulation (discussed at Findings of Fact Nos. 8 to 10) resolves 4 Diamond's objections.

6. **43A 190838-00** (Case 43A-0015-R-2020): Claim 43A 190838-00 was decreed with the following issue remark:

THE POINT OF DIVERSION APPEARS TO BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE SENESW SEC 4 TWP 4N RGE 9E PARK COUNTY.

Arthun addressed the issue remark in its October 25, 2021 Joint Motion for Mediation and Request for Stay Pending Mediation. (Doc. 28.00):

Claim 43A 190838-00 received an objection from Arthun Land, LLC and an issue remark concerning the point of diversion. The point of diversion associated with this claim is on Big Ditch, which is the same diversion as several reservoir claims for which the location of the point of diversion is being standardized by the parties. Thus, the point of diversion should match the location reflected on the reservoir claims once the abstracts are finalized. This correction should resolve the issue remark and Arthun withdraws its objection to any other elements of the claim.

Based on the record, the point of diversion for claim 43A 190838-00 should be modified to the E2E2SW of Section 4, T4N, R9E and the Ditch name is "Big Ditch."

7. **43A 213372-00** (Case 43A-0015-R-2020): Claim 43A 213372-00 was decreed with various issue remarks. Arthun addressed the following issue remarks decreed on claim 43A 213372-00 in its June 4, 2025 Motion to Resolve Issue Remarks (Case 43A-0015-R-2020, Doc.15.00):

THE PARK COUNTY WATER RESOURCES SURVEY (1951) APPEARS TO INDICATE 95.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE POINT OF DIVERSION LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE

The Motion was supported by an Affidavit of Les Arthun who substantiated the decreed place of use and requested the following corrections to the claim to reflect the historically accurate point of diversion:

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	SESENW	SWNE	5	30	2N	9E PARK
Period of Diversion:	APRIL 1 TO OCTOBER 15					
Diversion Means:	HEADGATE PUMP					
Ditch Name:	CLYDE PARK CANAL CO DITCH					

The Stipulation:

8. According to the Stipulation, claims 43A 190582-00 and 43A 190584-00 should include the following standardizations:

- Identification of the water right as a high water or flood water right with an information remark: “THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATER OF SHIELDS RIVER.”
- The reservoir name is “Jordan-Arthun Reservoir”.
 - The legal land description is the NW of Section 17, T4N, R9E.
 - The reservoir record reflects that the dam height is 38.00 feet, surface area is 87.00 acres, and the capacity is 1,260.00 feet.
- Point of Diversion No. 1 for Big Ditch is in the E2E2SW of Section 4, T4N, R9E, and references to Shields River Co. Canal are removed.
- The periods of diversion and use are March 1 to November 30.

Additionally, Exhibit C indicates the volume of claims 43A 190582-00, and 43A 190584-00 should be modified to 1,555.80 acre-feet and the following remark should be added to claims 43A 190582-00 and 43A 190584-00: “THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, and 43A-0395-R-2021.”

9. According to the Stipulation, the “Stored Water Exchange Rights” (claims 43A 117118-00, 43A 190688-00, 43A 190841-00, and 43A 192631-00) should include the following standardizations:

- The claim should include the following information remark: “THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-

0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.”

- The claim should include the following information remark:
“PURSUANT TO A PRIVATE EXCHANGE AGREEMENT, STORED WATER MAY BE USED ON THE PLACE OF USE OF WATER RIGHTS 43A 190685-0 THROUGH 43A 190697-00, 43A 117119-00, AND 43A 23720-00, 43A 23730-00, 43A 23731-00, AND 43A 191258-00.”

Additionally, Exhibit C indicates the following modifications should be made to stored Water Exchange Right claim 43A 117118-00:

Volume: 1.555.80 AC.FT ~~1,041.10 AC-FT~~

Point of Diversion and Means of Diversion:

ID	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1	15	<u>E2E2SW</u>	4	4N	9E	PARK

*Period of Diversion: MARCH 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Ditch Name: BIG CANAL DITCH

2

NWSWSE 20 4N 0E PARK

*Period of Diversion: MARCH 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Reservoir: OFFSTREAM RESERVOIR NAME: JORDAN-ARTHUN RESERVOIR

Govt Lot	Qtr Sec	Sec	Twp	Rge	County
	NW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 ~~13.00~~ FEET

Depth: ~~10.00~~ FEET

Surface Area: 87.00 ~~60.80~~ ACRES

Capacity: 1,260.00 ~~304.00~~ ACRE-Feet

~~THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRG.~~

*Period of Use: MARCH 1 TO NOVEMBER 30

~~THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATERS OF SHIELDS RIVER.~~

CMDI:
THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATER OF SHIELDS RIVER.

Exhibit C indicates the following modifications should be made to Stored Water Exchange Right claim 43A 190688-00:

Volume: 1.555.80 AC.FT ~~THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.~~

Point of Diversion and Means of Diversion:

ID	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1	15	<u>E2E2SW</u>	4	4N	9E	PARK

*Period of Diversion: MARCH 1 TO OCTOBER 31 NOVEMBER 30

Diversion Means: HEADGATE

Ditch Name: BIG CANAL DITCH

2

NWSWSE 20 4N 0E PARK

*Period of Diversion: MARCH 1 TO OCTOBER 31

Diversion Means: HEADGATE

CMDI:
THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATER OF SHIELDS RIVER.

Reservoir: OFFSTREAM **RESERVOIR NAME: JORDAN-ARTHUN**

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
NW	SESWNW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: **38.00** 43.00 FEET

Depth: 10.00 FEET

Surface Area: **87.00** 88.00 ACRES

Capacity: **1,260.00** 130.00 ACRE-Feet

~~THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRG.~~

*Period of Use: MARCH 1 TO OCTOBER 31 **NOVEMBER 30**

~~THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATERS OF SHIELDS RIVER.~~

Exhibit C indicates the following modifications should be made to Stored Water Exchange Right claim 43A 190841-00:

Volume: **1,555.80 AC-FT** ~~THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.~~

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	45	E2E2SW	4	4N	9E	PARK

*Period of Diversion: MARCH 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Ditch Name: BIG CANAL **DITCH**

Reservoir: OFFSTREAM Reservoir Name: JORDAN-ARTHUN RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
NW	SESWNW	17	4N	9E	PARK

~~RESERVOIR CAPACITY, DAM HEIGHT, AND SURFACE AREA TAKEN FROM MASTER'S REPORT IN CLAIM FILE.~~

*Period of Use: MARCH 1 TO NOVEMBER 30

~~THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATERS OF SHIELDS RIVER.~~

CMDI:
THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATER OF SHIELDS RIVER.

And, Exhibit C indicates the following modifications should be made to Stored Water Exchange Right claim 43A 192631-00:

Volume: **1,555.80 AC-FT** 1,605.30 AC-FT

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	45	E2E2SW	4	4N	9E	PARK

*Period of Diversion: ~~MARCH 15 TO OCTOBER 15~~ **MARCH 1 TO NOVEMBER 30**

Diversion Means: HEADGATE

Ditch Name: BIG CANAL **DITCH**

~~DITCH NAME: SHIELDS RIVER RANCH CO CANAL~~

Reservoir: OFFSTREAM **RESERVOIR NAME: JORDAN-ARTHUN RESERVOIR**

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
NW	SESWNW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

*Period of Use: ~~MARCH 15 TO OCTOBER 15~~ **MARCH 1 TO NOVEMBER 30**

Reservoir Record:
Dam Height: 38.00 FEET
Surface Area: 87.00 ACRES
Capacity: 1,260.00 AC-FT

10. According to the Stipulation, the “Direct Flow Exchange Rights” (claims 43A 23720-00, 43A 23730-00, 43A 23731-00, 43A 117107-00, 43A 117108-00, 43A 117109-00, 43A 117119-00, 43A 117120-00, 43A 117121-00, 43A 117122-00, 43A 117123-00, 43A 117125-00, 43A 117126-00, 43A 117128-00, 43A 117129-00, 43A 117130-00, 43A 190685-00, 43A 190686-00, 43A 190687-00, 43A 190689-00, 43A 190690-00, 43A 190691-00, 43A 190692-00, 43A 190693-00, 43A 190694-00, 43A 190695-00, 43A 190696-00, 43A 190697-00, 43A 190698-00, and 43A 191258-00) should include the following standardizations:

- The claim should include the following information remark: “THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.”
- The claim should include the following information remark: “PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.”

PRINCIPLES OF LAW

1. The Water Court is required to address all issue remarks decreed on a claim as well as any objections the claim receives. Sections 85-2-233, 85-2-247, and 85-2-248, MCA.

2. A properly filed claim of an existing right or an amended claim of existing right is prima facie proof of its content. § 85-2-227, MCA. This prima facie proof may be contradicted and overcome by other evidence that proves, by a preponderance of the evidence, that the elements of the claim do not accurately reflect the beneficial use of the water right as it existed prior to July 1, 1973. This is the burden of proof for every assertion that a claim is incorrect. Rule 19, W.R.Adj.R.

3. Pursuant to Rule 22, W.R.Adj.R., if a claimant, objector, or intervenor fails to appear at a scheduled conference or hearing or fails to comply with an order issued by the Water Court, the Water Court may issue such orders of sanction with regard thereto as are just.

4. The Water Use Act requires the Water Court to adjudicate the elements of each water right and include “any other information necessary to fully define the nature and extent of the right.” *Bergtoll* at *28-29 (Citing § 85-2-234(6)(a)-(h), MCA). “This provision recognizes the practical reality that sometimes additional explanation about how a water right was historically used, or the terms of a settlement agreement is required to ensure water rights are administered correctly.” *Id.*

5. Claim 43A 213372-00 is a late claim. The late claim issue remark decreed on claim 43A 213372-00 gave notice that the claim could be subordinate and therefore junior to certain permits and reservations of water. Any party asserting a superior claim to water based on a permit or reservation was required to object to the late claim during the Basin 43A objection period. Because no such objections were filed, the late claim remark can now be removed from the claim.

6. Under Section 3-7-224, MCA the Water Court is directed to conduct hearings in the same manner as for other civil actions. The Water Court applies the Montana Rules of Civil Procedure (M.R.Civ.P.), the Montana Rules of Evidence (M.R.Evid.) and the Montana Uniform District Court Rules. This Master considers stipulations filed with the Court as “other paper” under M.R.Civ.P. Rule 11(b)(3) which certifies that to the best of the parties’ knowledge the factual contentions contained within the Stipulation are supported by evidence. Add to this rule the recognition that “the heart of a judicial process is the development of the truth through conflict between parties with adverse interests.” *United States of America (USDI) –Bureau of Indian Affairs)-General Objection to Basin 42B and 42C Preliminary Decrees*, Case 42B-1, ¶ 3 at p. 14, (*Order Denying Motion* June 27, 2014). Considering these tenets, significant weight is given to the stipulation itself to establish the accurate historical use of claims.

CONCLUSIONS OF LAW

1. The Stipulation resolves the issue remarks, Objections, Counterobjections, and Notice of Intent to Appear concerns for the claims in Cases 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0395-R-2021, and 43A-0400-R-400-2025.

2. The parties' request that information regarding the Jordan-Arthun Reservoir be standardized and remarks be added concerning historical water use and water management be documented so that the water rights associated with the Reservoir can be administered correctly is reasonable.

3. The May 21, 2021 withdrawal of claim 43A 190929-00 should be accepted; the January 29, 2021 withdrawal of claim 43A 192122-00 should be accepted; and the February 2, 2021 withdrawal of claim 43A 213209-00 should be accepted.

4. The modifications requested by the parties during proceedings in these Cases address substantive issue remarks decreed on the claims. Some claims were also decreed with notice-only remarks that have served their notice purpose and do not raise legal or factual issues for the Court to resolve. The issue remarks should be removed.

5. The issue remark decreed on claims 43A 213209-00 and 43A 213372-00 indicating the "maximum combined acres for this group of supplemental claims may require modification..." is not relevant because supplemental rights remarks on claims no longer include a quantified acreage figure.

6. The Findings of Fact are supported by a preponderance of the evidence and the claims should be modified accordingly.

RECOMMENDATIONS

1. Claim 43A 190929-00 should be dismissed, as it has been withdrawn by Claimant Arthun Ranch, Inc. Claims 43A 192122-00, and 43A 213209-00 should be dismissed as they have been withdrawn by 4 Diamond Ranch at Wallrock, LLC.

2. The claims should be modified as contemplated in the Findings of Fact and as shown on the attached abstracts.

3. The issue remarks should be removed.

Abstracts are attached for review.

ELECTRONICALLY SIGNED AND DATED BELOW.

CASE 43A-0011-R-2020

Service Via Electronic Mail:

Peter G. Scott
Attorney at Law
peter@scott-law.com
office@scott-law.com
(atty for 4 Diamond Ranch at Wallrock, LLC)

Service Via Electronic Mail:

Dana E. Pepper
Eyvind Ostrem
River and Range Law, PLLC
eyvind@riverandrangelaw.com
dana@riverandrangelaw.com
office@riverandrangelaw.com
(attys for Arthun Ranch Inc. and Queen Ranches, Inc., LLC)

Case 43A-0015-R-2020

Service via USPS Mail

Johnstone Ranch LLC
50 Indian Creek Rd
Wilsall, MT 59086

Service Via Electronic Mail:

Peter G. Scott
Attorney at Law
peter@scott-law.com
office@scott-law.com
(atty for 4 Diamond Ranch at Wallrock, LLC)

Breeann M. Johnson
Western Roots Law PLLC
Johnson@westrootslaw.com
(atty for Jacqueline Marie Shiplet, Surviving Spouse's Trust; Robert Shiplet Marital Exemption Trust; Robert W. Shiplet; Steven W. Shiplet)

Service Via Electronic Mail:

Dana E. Pepper
Eyvind Ostrem
River and Range Law, PLLC
eyvind@riverandrangelaw.com
dana@riverandrangelaw.com
office@riverandrangelaw.com
(attys for : Arthun Ranch Inc; Rollin River Ranch LLC)

Colleen Coyle
Coyle Law Firm
colleen@coylelawmt.com
(atty for Henry Guth, Inc.; Shields Canal Co.)

CASE 43A-0081-R-2020

Service Via Electronic Mail:

Peter G. Scott
Attorney at Law
peter@scott-law.com
office@scott-law.com
(atty for 4 Diamond Ranch at Wallrock, LLC)

Abigail R. Brown
Attorney at Law
abbybrown@parsonsbehle.com
ecf@parsonsbehle.com
(atty for CJA Properties)

Dana E. Pepper
Eyvind Ostrem
River and Range Law, PLLC
eyvind@riverandrangelaw.com
dana@riverandrangelaw.com
office@riverandrangelaw.com
(atty for Arthun Ranch Inc)

CASE 43A-0082-R-2020

Service Via Electronic Mail:

Benjamin Sudduth
Sudduth Law PLLC
Benjamin@Sudduthlaw.com
(atty for Matthew B. Levers)

Peter G. Scott
Attorney at Law
peter@scott-law.com
office@scott-law.com
(atty for 4 Diamond Ranch at Wallrock, LLC)

Service Via Electronic Mail:

Dana E. Pepper
Eyvind Ostrem
eyvind@riverandrangelaw.com
dana@riverandrangelaw.com
office@riverandrangelaw.com
(attys for Arthun Land LLC; Arthun Ranch Inc.; Rollin River Ranch LLC)

Abigail R. Brown
Attorney at Law
abbybrown@parsonsbehle.com
ecf@parsonsbehle.com
(atty for CJA Properties)

CASE 43A-0118-R-2020

Service Via Electronic Mail:

Peter G. Scott

Attorney at Law

peter@scott-law.com

office@scott-law.com

*(atty for 4 Diamond Ranch at Wallrock,
LLC)*

Breeann M. Johnson

Western Roots Law PLLC

Johnson@westrootslaw.com

*(atty for Jacqueline Marie Shiplet Surviving
Spouse's Trust; Robert Shiplet Marital
Exemption Trust; Robert W. Shiplet; Steven
W. Shiplet)*

Colleen Coyle

Coyle Law Firm

colleen@coylelawmt.com

(atty for Henry Guth Inc.)

Dana E. Pepper

Eyvind Ostrem

River and Range Law, PLLC

eyvind@riverandrangelaw.com

dana@riverandrangelaw.com

office@riverandrangelaw.com

(attys for Rolling River Ranch)

CASE 43A-0395-R-2021

Service Via Electronic Mail:

Benjamin Sudduth

Sudduth Law PLLC

Benjamin@Sudduthlaw.com

(atty for Levers Family Trust, Amend 2006; Trust for Matthew B Levers)

Peter G. Scott

Attorney at Law

peter@scott-law.com

office@scott-law.com

(atty for 4 Diamond Ranch at Wallrock, LLC)

Jennifer A. Najjar

Mark Widerschein

jennifer.najjar@usdoj.gov

mark.Widerschein@usdoj.gov

MontanaBasins.Enrd@Usdoj.Gov

(attys for USA (Dept of Interior Bureau of Reclamation))

Colleen Coyle

Coyle Law Firm, PLLC

colleen@coylelawmt.com

(atty for Henry Guth Inc.)

CASE 43A-0400-R-2025

Service Via USPS Mail:

Henry Guth, Inc.
c/o Ned Zimmerman
95 Daisy Dean Rd.
Wilsall, MT 59086-9403

John G. Sessoms Livings Trust 3/22/2022
Mathew B. Levers, Trustee
138 Daisy Dean Rd.
Wilsall, MT 59086-9402

Christopher A. Spoja
Debra L. Spoja
351 Rock Creek Rd. N.
Clyde Park, MT 59018-7703

Rollin River Ranch, LLC
283 Shields River Rd.
Wilsall, MT 59086

Service Via Electronic Mail:

Peter G Scott
Law offices, PLLC
peter@scott-law.com
office@scott-law.com
(atty for 4 Diamond Ranch at Wallrock, LLC)

Ben Sudduth
Benjamin S. Sudduth
Sudduth Law, PLLC
benjamin@sudduthlaw.com
(atty for Levers Family Trust Amend 2006 and Trust for Mathew B. Levers)

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190767-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ARTHUN RANCH INC
2057 US HIGHWAY 89 N
WILLSALL, MT 59086-9553

Priority Date: JULY 21, 1916

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

***Flow Rate:** 1.29 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT
TO HISTORICAL AND BENEFICIAL USE.
PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 313.00

Source Name: ANTELOPE CREEK

Source Type: SURFACE WATER

***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		NWSWSE	20	4N	9E	PARK

***Period of Diversion:** APRIL 15 TO OCTOBER 15

Diversion Means: DITCH

Ditch Name: MYERS DITCH

2		SENENW	17	4N	9E	PARK
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***Period of Diversion:** APRIL 15 TO OCTOBER 15

Diversion Means: DITCH

Ditch Name: BIG DITCH

Reservoir: OFFSTREAM **Reservoir Name:** JORDAN-ARTHUN RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESWNW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 FEET

Surface Area: 87.00 ACRES

Capacity: 1,260.00 ACRE-FEET

RESERVOIR CAPACITY, DAM HEIGHT, AND SURFACE AREA TAKEN FROM MASTER'S
REPORT IN CLAIM FILE.

***Period of Use:** APRIL 15 TO OCTOBER 15

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	271.00		E2	30	4N	9E	PARK
2	42.00		E2SW	30	4N	9E	PARK
Total:	313.00						

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.

190752-00	190753-00	190754-00	190755-00	190756-00	190757-00
190758-00	190759-00	190760-00	190761-00	190762-00	190763-00
190767-00	192631-00				

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190929-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: DISMISSED

Owners: ARTHUN RANCH INC
2057 US HIGHWAY 89 N
WILLSALL, MT 59086-9553

Priority Date:

Type of Historical Right:

Purpose (Use): IRRIGATION

Flow Rate:

Volume:

Source Name: UNNAMED TRIBUTARY OF COLE CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT.

POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A

Water Right Number: 43A 191200-00 STATEMENT OF CLAIM
Version: 3 -- POST DECREE
Status: ACTIVE

Owners: QUEEN RANCHES INC
2057 US HIGHWAY 89 N
WILLSALL, MT 59086-9553

Priority Date: MAY 20, 1884

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION
Irrigation Type: SPRINKLER

Flow Rate: 250.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 55.00

Source Name: ANTELOPE CREEK
Source Type: SURFACE WATER

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		SWSESW	2	2N	8E	PARK

*Period of Diversion: APRIL 1 TO OCTOBER 15

Diversion Means: PUMP

*Period of Use: APRIL 1 TO OCTOBER 15

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	55.00		S2SW	2	2N	8E	PARK
Total:	55.00						

POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A

Water Right Number: 43A 190838-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILSALL, MT 59086

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

*Flow Rate: 1.87 CFS

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

Climatic Area: 4 - MODERATELY LOW

*Maximum Acres: 240.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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		E2E2SW	4	4N	9E	PARK

*Period of Diversion: MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG DITCH

*Period of Use: MARCH 15 TO OCTOBER 15

*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	160.00		NW	31	4N	9E	PARK
2	80.00		W2NE	31	4N	9E	PARK

Total: 240.00

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.

190835-00	190836-00	190837-00	190838-00	190839-00	190840-00
190841-00	190842-00	190843-00	190844-00	190845-00	190846-00
190847-00	191180-00				

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190840-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: JULY 21, 1916

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.12 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT
TO HISTORICAL AND BENEFICIAL USE.
PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

***Maximum Acres:** 214.40

Source Name: ANTELOPE CREEK

Source Type: SURFACE WATER

***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		NWSWSE	20	4N	9E	PARK

***Period of Diversion:** APRIL 15 TO OCTOBER 15

Diversion Means: DITCH

Ditch Name: MYERS DITCH

2		SENENW	17	4N	9E	PARK
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***Period of Diversion:** APRIL 15 TO OCTOBER 15

Diversion Means: DITCH

Ditch Name: BIG DITCH

Reservoir: OFFSTREAM **Reservoir Name:** JORDAN ARTHUR RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESWNW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 FEET

Surface Area: 87.00 ACRES

Capacity: 1,260.00 ACRE-Feet

RESERVOIR CAPACITY, DAM HEIGHT, AND SURFACE AREA TAKEN FROM MASTER'S
REPORT IN CLAIM FILE.

*Period of Use: APRIL 15 TO OCTOBER 15

*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	139.70		NW	31	4N	9E	PARK
2	74.70		W2NE	31	4N	9E	PARK
Total:	214.40						

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.

190835-00	190836-00	190837-00	190838-00	190839-00	190840-00
190841-00	190842-00	190843-00	190844-00	190845-00	190846-00
190847-00	191180-00				

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190841-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: APRIL 14, 1961

Type of Historical Right: DECREEED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 4.79 CFS

Volume: 1,555.80 AC-FT

Climatic Area: 4 - MODERATELY LOW

***Maximum Acres:** 214.40

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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		E2E2SW	4	4N	9E	PARK

***Period of Diversion:** MARCH 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Ditch Name: BIG DITCH

THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATER OF SHIELDS RIVER.

Reservoir: OFFSTREAM **Reservoir Name:** JORDAN-ARTHUN RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 FEET

Surface Area: 87.00 ACRES

Capacity: 1,260.00 ACRE-FEET

***Period of Use:** MARCH 1 TO NOVEMBER 30

***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	139.70		NW	31	4N	9E	PARK
2	74.70		W2NE	31	4N	9E	PARK

Total: 214.40

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.

190835-00	190836-00	190837-00	190838-00	190839-00	190840-00
190841-00	190842-00	190843-00	190844-00	190845-00	190846-00
190847-00	191180-00				

PURSUANT TO A PRIVATE EXCHANGE AGREEMENT, STORED WATER MAY BE USED ON THE PLACE OF USE OF WATER RIGHTS 43A 190685-0 THROUGH 43A 190697-00, 43A 117119-00, AND 43A 23720-00, 43A 23730-00, 43A 23731-00, AND 43A 191258-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A

Water Right Number: 43A 191180-00 STATEMENT OF CLAIM
Version: 3 -- POST DECREE
Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: SEPTEMBER 29, 1913

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION
Irrigation Type: FLOOD

Flow Rate: 3.74 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 183.00

Source Name: SHIELDS RIVER
Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

Period of Use: MAY 15 TO OCTOBER 15

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	128.00			31	4N	9E	PARK
2	55.00		W2NE	31	4N	9E	PARK
Total:	183.00						

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.

190835-00	190836-00	190837-00	190838-00	190839-00	190840-00
190841-00	190842-00	190843-00	190844-00	190845-00	190846-00
190847-00	191180-00				

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 192631-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ARTHUN RANCH INC
2057 US HIGHWAY 89 N
WILLSALL, MT 59086-9553

Priority Date: APRIL 14, 1961

Type of Historical Right: DECREEED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 5.54 CFS

Volume: 1,555.80 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 313.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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		E2E2SW	4	4N	9E	PARK

Period of Diversion: MARCH 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Ditch Name: BIG DITCH

THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATER OF SHIELDS RIVER.

Reservoir: OFFSTREAM **Reservoir Name:** JORDAN-ARTHUN RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 FEET

Surface Area: 87.00 ACRES

Capacity: 1,260.00 ACRE-FEET

Period of Use: MARCH 1 TO NOVEMBER 30

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	271.00		E2	30	4N	9E	PARK
2	42.00		E2SW	30	4N	9E	PARK

Total: 313.00

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.

190752-00	190753-00	190754-00	190755-00	190756-00	190757-00
190758-00	190759-00	190760-00	190761-00	190762-00	190763-00
190767-00	192631-00				

PURSUANT TO A PRIVATE EXCHANGE AGREEMENT, STORED WATER MAY BE USED ON THE PLACE OF USE OF WATER RIGHTS 43A 190685-0 THROUGH 43A 190697-00, 43A 117119-00, AND 43A 23720-00, 43A 23730-00, 43A 23731-00, AND 43A 191258-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 213372-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Late Claim: B

Owners: ARTHUN RANCH INC
2057 US HIGHWAY 89 N
WILLSALL, MT 59086-9553

JOHNSTONE RANCH LLC
50 INDIAN CREEK RD
WILLSALL, MT 59086-9562

Priority Date: SEPTEMBER 15, 1903

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 03/20/89 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 4.10 CFS

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

Climatic Area: 3 - MODERATE

Maximum Acres: 164.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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		SESENW	5	2N	9E	PARK

Period of Diversion: APRIL 1 TO OCTOBER 15

Diversion Means: PUMP

Period of Use: APRIL 1 TO OCTOBER 15

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	129.00		W2	5	2N	9E	PARK
2	35.00		NW	8	2N	9E	PARK

Total: 164.00

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.

190773-00

213372-00

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 6977-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: AUGUST 1, 1950

Type of Historical Right: FILED

Purpose (Use): STOCK

Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING 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: SPRING

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		SENWSW	23	4N	7E	GALLATIN

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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			SENWSW	23	4N	7E	GALLATIN

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 7015-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: JUNE 4, 1907

Type of Historical Right: FILED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.52 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.00

Source Name: UNNAMED TRIBUTARY OF WALLROCK BASIN CREEK

Source Type: SURFACE WATER

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		SEWNNE	14	4N	7E	GALLATIN
Period of Diversion:	JANUARY 1 TO DECEMBER 31					
Diversion Means:	DIKE					
2		NWNENE	14	4N	7E	GALLATIN
Period of Diversion:	JANUARY 1 TO DECEMBER 31					
Diversion Means:	DIKE					
3		SWNESE	14	4N	7E	GALLATIN
Period of Diversion:	JANUARY 1 TO DECEMBER 31					
Diversion Means:	DIKE					

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	40.00		E2E2	14	4N	7E	GALLATIN
Total:	40.00						

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 154124-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: JULY 21, 1916

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 3.08 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT
TO HISTORICAL AND BENEFICIAL USE.
PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

***Maximum Acres:** 479.50

Source Name: ANTELOPE CREEK

Source Type: SURFACE WATER

***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		NWSWSE	20	4N	9E	PARK

***Period of Diversion:** APRIL 15 TO OCTOBER 15

Diversion Means: DITCH

Ditch Name: MYERS DITCH

2		SENENW	17	4N	9E	PARK
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***Period of Diversion:** APRIL 15 TO OCTOBER 15

Diversion Means: DITCH

Ditch Name: BIG DITCH

BIG DITCH ALSO KNOWN AS SHIELDS RIVER RANCH CO CANAL.

Reservoir: OFFSTREAM **Reservoir Name:** JORDAN-ARTHUN RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESWNW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 FEET

Surface Area: 87.00 ACRES

Capacity: 1,260.00 ACRE-FEET

***Period of Use:** APRIL 15 TO OCTOBER 15

***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	21.00		S2SW	17	4N	9E	PARK
2	102.00		NW	20	4N	9E	PARK
3	116.50		SW	20	4N	9E	PARK
4	14.00		W2W2SE	20	4N	9E	PARK
5	126.00		NW	29	4N	9E	PARK
6	90.00		SW	29	4N	9E	PARK
7	10.00		NWNE	29	4N	9E	PARK
Total:		479.50					

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190569-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 63.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 709.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWW	21	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

3		SWSESW	21	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: ANTELOPE DITCH

***Period of Use:** MARCH 15 TO OCTOBER 15

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	5.00		NESWSW	17	4N	9E	PARK
2	5.00		NWSESW	17	4N	9E	PARK
3	3.00		SESWW	17	4N	9E	PARK
4	8.00		SWSESW	17	4N	9E	PARK
5	130.00		NW	20	4N	9E	PARK

6	160.00	SW	20	4N	9E	PARK
7	14.00	W2W2SE	20	4N	9E	PARK
8	40.00	E2SE	20	4N	9E	PARK
9	1.00	E2W2SE	20	4N	9E	PARK
10	18.00	E2E2NE	20	4N	9E	PARK
11	128.00	NW	29	4N	9E	PARK
12	158.00	SW	29	4N	9E	PARK
13	17.00	W2SE	29	4N	9E	PARK
14	22.00	NE	29	4N	9E	PARK
Total:						709.00

Remarks:

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/03/99. NOTICE OF COMPLETION DUE 12/31/00.
SEE 43A 190569-00 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190570-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: JUNE 1, 1891

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 130.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 709.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWW	21	4N	9E	PARK
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***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

3		SWSESW	21	4N	9E	PARK
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***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: ANTELOPE DITCH

***Period of Use:** APRIL 1 TO OCTOBER 15

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	5.00		NESWSW	17	4N	9E	PARK
2	5.00		NWSESW	17	4N	9E	PARK
3	3.00		SESWW	17	4N	9E	PARK
4	8.00		SWSESW	17	4N	9E	PARK
5	130.00		NW	20	4N	9E	PARK

6	160.00	SW	20	4N	9E	PARK
7	14.00	W2W2SE	20	4N	9E	PARK
8	40.00	E2SE	20	4N	9E	PARK
9	1.00	E2W2SE	20	4N	9E	PARK
10	18.00	E2E2NE	20	4N	9E	PARK
11	128.00	NW	29	4N	9E	PARK
12	158.00	SW	29	4N	9E	PARK
13	17.00	W2SE	29	4N	9E	PARK
14	22.00	NE	29	4N	9E	PARK
Total:						709.00

Remarks:

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/03/1999. NOTICE OF COMPLETION DUE 12/31/2000. SEE 43A 190569-00 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190571-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

***Priority Date:** JUNE 28, 1904

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 412.90 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 709.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWW	21	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

3		SWSESW	21	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: ANTELOPE DITCH

***Period of Use:** MARCH 15 TO OCTOBER 15

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	5.00		NESWSW	17	4N	9E	PARK
2	5.00		NWSESW	17	4N	9E	PARK
3	3.00		SESWW	17	4N	9E	PARK
4	8.00		SWSESW	17	4N	9E	PARK
5	130.00		NW	20	4N	9E	PARK

6	160.00	SW	20	4N	9E	PARK
7	14.00	W2W2SE	20	4N	9E	PARK
8	40.00	E2SE	20	4N	9E	PARK
9	1.00	E2W2SE	20	4N	9E	PARK
10	18.00	E2E2NE	20	4N	9E	PARK
11	128.00	NW	29	4N	9E	PARK
12	158.00	SW	29	4N	9E	PARK
13	17.00	W2SE	29	4N	9E	PARK
14	22.00	NE	29	4N	9E	PARK
Total:						709.00

Remarks:

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/03/1999. NOTICE OF COMPLETION DUE 12/31/2000. SEE 43A 190569-00 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190572-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: JUNE 1, 1889

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 328.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 709.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWSW	21	4N	9E	PARK
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***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

3		SWSESW	21	4N	9E	PARK
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***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: ANTELOPE DITCH

***Period of Use:** APRIL 1 TO OCTOBER 15

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	5.00		NESWSW	17	4N	9E	PARK
2	5.00		NWSESW	17	4N	9E	PARK
3	3.00		SESWSW	17	4N	9E	PARK
4	8.00		SWSESW	17	4N	9E	PARK
5	130.00		NW	20	4N	9E	PARK

6	160.00	SW	20	4N	9E	PARK
7	14.00	W2W2SE	20	4N	9E	PARK
8	40.00	E2SE	20	4N	9E	PARK
9	1.00	E2W2SE	20	4N	9E	PARK
10	18.00	E2E2NE	20	4N	9E	PARK
11	128.00	NW	29	4N	9E	PARK
12	158.00	SW	29	4N	9E	PARK
13	17.00	W2SE	29	4N	9E	PARK
14	22.00	NE	29	4N	9E	PARK
Total:						709.00

Remarks:

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/03/1999. NOTICE OF COMPLETION DUE 12/31/2000. SEE 43A 190569-00 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190573-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: SEPTEMBER 29, 1913

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 10.28 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 709.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWW	21	4N	9E	PARK
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Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

3		SWSESW	21	4N	9E	PARK
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Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: ANTELOPE DITCH

Period of Use: MAY 15 TO OCTOBER 15

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	5.00		NESWSW	17	4N	9E	PARK
2	5.00		NWSESW	17	4N	9E	PARK
3	3.00		SESWW	17	4N	9E	PARK
4	8.00		SWSWSW	17	4N	9E	PARK
5	130.00		NW	20	4N	9E	PARK

6	160.00	SW	20	4N	9E	PARK
7	14.00	W2W2SE	20	4N	9E	PARK
8	40.00	E2SE	20	4N	9E	PARK
9	1.00	E2W2SE	20	4N	9E	PARK
10	18.00	E2E2NE	20	4N	9E	PARK
11	128.00	NW	29	4N	9E	PARK
12	158.00	SW	29	4N	9E	PARK
13	17.00	W2SE	29	4N	9E	PARK
14	22.00	NE	29	4N	9E	PARK
Total:						
	<u>709.00</u>					

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190574-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

***Priority Date:** JUNE 1, 1887

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 5.24 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 709.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWW	21	4N	9E	PARK
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***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

3		SWSESW	21	4N	9E	PARK
---	--	--------	----	----	----	------

***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: ANTELOPE DITCH

***Period of Use:** APRIL 1 TO OCTOBER 15

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	5.00		NESWSW	17	4N	9E	PARK
2	5.00		NWSESW	17	4N	9E	PARK
3	3.00		SESWW	17	4N	9E	PARK
4	8.00		SWSESW	17	4N	9E	PARK
5	130.00		NW	20	4N	9E	PARK

6	160.00	SW	20	4N	9E	PARK
7	14.00	W2W2SE	20	4N	9E	PARK
8	40.00	E2SE	20	4N	9E	PARK
9	1.00	E2W2SE	20	4N	9E	PARK
10	18.00	E2E2NE	20	4N	9E	PARK
11	128.00	NW	29	4N	9E	PARK
12	158.00	SW	29	4N	9E	PARK
13	17.00	W2SE	29	4N	9E	PARK
14	22.00	NE	29	4N	9E	PARK
Total:						709.00

Remarks:

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/03/1999. NOTICE OF COMPLETION DUE 12/31/2000. SEE 43A 190569-00 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190575-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: JUNE 15, 1886

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 130.20 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 709.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWW	21	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

3		SWSESW	21	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: ANTELOPE DITCH

***Period of Use:** MARCH 15 TO OCTOBER 15

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	5.00		NESWSW	17	4N	9E	PARK
2	5.00		NWSESW	17	4N	9E	PARK
3	3.00		SESWW	17	4N	9E	PARK
4	8.00		SWSESW	17	4N	9E	PARK
5	130.00		NW	20	4N	9E	PARK

6	160.00	SW	20	4N	9E	PARK
7	14.00	W2W2SE	20	4N	9E	PARK
8	40.00	E2SE	20	4N	9E	PARK
9	1.00	E2W2SE	20	4N	9E	PARK
10	18.00	E2E2NE	20	4N	9E	PARK
11	128.00	NW	29	4N	9E	PARK
12	158.00	SW	29	4N	9E	PARK
13	17.00	W2SE	29	4N	9E	PARK
14	22.00	NE	29	4N	9E	PARK
Total:						709.00

Remarks:

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/03/1999. NOTICE OF COMPLETION DUE 12/31/2000. SEE 43A 190569-00 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190576-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: JULY 1, 1885

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 166.06 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 709.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWSW	21	4N	9E	PARK
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***Period of Diversion:** APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

3		SWSESW	21	4N	9E	PARK
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***Period of Diversion:** APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: ANTELOPE DITCH

***Period of Use:** APRIL 1 TO OCTOBER 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	5.00		NESWSW	17	4N	9E	PARK
2	5.00		NWSESW	17	4N	9E	PARK
3	3.00		SESWSW	17	4N	9E	PARK
4	8.00		SWSESW	17	4N	9E	PARK
5	130.00		NW	20	4N	9E	PARK

6	160.00	SW	20	4N	9E	PARK
7	14.00	W2W2SE	20	4N	9E	PARK
8	40.00	E2SE	20	4N	9E	PARK
9	1.00	E2W2SE	20	4N	9E	PARK
10	18.00	E2E2NE	20	4N	9E	PARK
11	128.00	NW	29	4N	9E	PARK
12	158.00	SW	29	4N	9E	PARK
13	17.00	W2SE	29	4N	9E	PARK
14	22.00	NE	29	4N	9E	PARK
Total:						
	709.00					

Remarks:

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/03/99. NOTICE OF COMPLETION DUE 12/31/00.
SEE 43A 190569-00 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190577-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 5.12 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 709.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWSW	21	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

3		SWSESW	21	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: ANTELOPE DITCH

***Period of Use:** MARCH 15 TO OCTOBER 15

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	5.00		NESWSW	17	4N	9E	PARK
2	5.00		NWSESW	17	4N	9E	PARK
3	3.00		SESWSW	17	4N	9E	PARK
4	8.00		SWSESW	17	4N	9E	PARK
5	130.00		NW	20	4N	9E	PARK

6	160.00	SW	20	4N	9E	PARK
7	14.00	W2W2SE	20	4N	9E	PARK
8	40.00	E2SE	20	4N	9E	PARK
9	1.00	E2W2SE	20	4N	9E	PARK
10	18.00	E2E2NE	20	4N	9E	PARK
11	128.00	NW	29	4N	9E	PARK
12	158.00	SW	29	4N	9E	PARK
13	17.00	W2SE	29	4N	9E	PARK
14	22.00	NE	29	4N	9E	PARK
Total:						709.00

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

190577-00 190586-00

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/03/99. NOTICE OF COMPLETION DUE 12/31/00. SEE 43A 190569-00 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190578-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: OCTOBER 19, 1898

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 22.52 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 709.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWW	21	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

3		SWSESW	21	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: ANTELOPE DITCH

***Period of Use:** MARCH 15 TO OCTOBER 15

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	5.00		NESWSW	17	4N	9E	PARK
2	5.00		NWSESW	17	4N	9E	PARK
3	3.00		SESWW	17	4N	9E	PARK
4	8.00		SWSESW	17	4N	9E	PARK
5	130.00		NW	20	4N	9E	PARK

6	160.00	SW	20	4N	9E	PARK
7	14.00	W2W2SE	20	4N	9E	PARK
8	40.00	E2SE	20	4N	9E	PARK
9	1.00	E2W2SE	20	4N	9E	PARK
10	18.00	E2E2NE	20	4N	9E	PARK
11	128.00	NW	29	4N	9E	PARK
12	158.00	SW	29	4N	9E	PARK
13	17.00	W2SE	29	4N	9E	PARK
14	22.00	NE	29	4N	9E	PARK
Total:						709.00

Remarks:

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/03/99. NOTICE OF COMPLETION DUE 12/31/00.
SEE 43A 190569-00 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190579-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: MAY 25, 1909

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.10 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 709.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWW	21	4N	9E	PARK
---	--	-------	----	----	----	------

***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

3		SWSESW	21	4N	9E	PARK
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***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: ANTELOPE DITCH

***Period of Use:** APRIL 1 TO OCTOBER 15

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	5.00		NESWSW	17	4N	9E	PARK
2	5.00		NWSESW	17	4N	9E	PARK
3	3.00		SESWW	17	4N	9E	PARK
4	8.00		SWSESW	17	4N	9E	PARK
5	130.00		NW	20	4N	9E	PARK

6	160.00	SW	20	4N	9E	PARK
7	14.00	W2W2SE	20	4N	9E	PARK
8	40.00	E2SE	20	4N	9E	PARK
9	1.00	E2W2SE	20	4N	9E	PARK
10	18.00	E2E2NE	20	4N	9E	PARK
11	128.00	NW	29	4N	9E	PARK
12	158.00	SW	29	4N	9E	PARK
13	17.00	W2SE	29	4N	9E	PARK
14	22.00	NE	29	4N	9E	PARK
Total:						
	709.00					

Remarks:

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/03/99. NOTICE OF COMPLETION DUE 12/31/00.
SEE 43A 190569-00 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190580-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 99.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 709.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWW	21	4N	9E	PARK
---	--	-------	----	----	----	------

***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

3		SWSESW	21	4N	9E	PARK
---	--	--------	----	----	----	------

***Period of Diversion:** APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: ANTELOPE DITCH

***Period of Use:** APRIL 1 TO OCTOBER 15

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	5.00		NESWSW	17	4N	9E	PARK
2	5.00		NWSESW	17	4N	9E	PARK
3	3.00		SESWW	17	4N	9E	PARK
4	8.00		SWSESW	17	4N	9E	PARK
5	130.00		NW	20	4N	9E	PARK

6	160.00	SW	20	4N	9E	PARK
7	14.00	W2W2SE	20	4N	9E	PARK
8	40.00	E2SE	20	4N	9E	PARK
9	1.00	E2W2SE	20	4N	9E	PARK
10	18.00	E2E2NE	20	4N	9E	PARK
11	128.00	NW	29	4N	9E	PARK
12	158.00	SW	29	4N	9E	PARK
13	17.00	W2SE	29	4N	9E	PARK
14	22.00	NE	29	4N	9E	PARK
Total:						
	709.00					

Remarks:

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/03/99. NOTICE OF COMPLETION DUE 12/31/00.
SEE 43A 190569-00 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190584-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: APRIL 14, 1961

Type of Historical Right: DECREED

Purpose (Use): STOCK

Flow Rate: 30.00 GPM

Volume: 1,555.80 AC-FT

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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		E2E2SW	4	4N	9E	PARK

Period of Diversion: MARCH 1 TO NOVEMBER 30

Diversion Means: DITCH

Ditch Name: BIG DITCH

THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATER OF SHIELDS RIVER.

Reservoir: OFFSTREAM **Reservoir Name:** JORDAN-ARTHUN RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 FEET

Surface Area: 87.00 ACRES

Capacity: 1,260.00 ACRE-FEET

Period of Use: MARCH 1 TO NOVEMBER 30

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			S2SWSW	8	4N	9E	PARK
2			NW	17	4N	9E	PARK
3			NWNWSW	17	4N	9E	PARK
4			E2E2NE	18	4N	9E	PARK

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

190582-00 190584-00

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190586-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose (Use): STOCK

Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING 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: SHIELDS RIVER

Source Type: SURFACE WATER

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		S2SESE	20	4N	9E	PARK

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2			29	4N	9E	PARK
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: MULTIPLE

3		SWSESW	21	4N	9E	PARK
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DITCH

Ditch Name: HIGHWAY DITCH

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			S2SESE	20	4N	9E	PARK
2				29	4N	9E	PARK
3			NWNW	28	4N	9E	PARK

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

190577-00

190586-00

POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A

Water Right Number:43A 190928-00 STATEMENT OF CLAIM

Version:3 -- POST DECREE

Status:ACTIVE

Owners:4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date:OCTOBER 28, 1903

Type of Historical Right:DECREED

Purpose (Use):IRRIGATION

Irrigation Type:FLOOD

Flow Rate:1.25 CFS

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

Climatic Area:4 - MODERATELY LOW

Maximum Acres:76.00

Source Name:SHIELDS RIVER

Source Type:SURFACE WATER

Point of Diversion and Means of Diversion:

ID	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1	15		4	4N	9E	PARK

Period of Diversion:MAY 15 TO OCTOBER 15

Diversion Means:HEADGATE

Ditch Name:BIG CANAL

Period of Use:MAY 15 TO OCTOBER 15

Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1	76.00		E2SE	18	4N	9E	PARK
Total:	76.00						

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190941-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: JANUARY 1, 1916

Type of Historical Right: USE

Purpose (Use): STOCK

Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING 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: SPRING, UNNAMED TRIBUTARY OF POTTER CREEK

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		NWNENE	24	4N	8E	PARK

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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			NWNENE	24	4N	8E	PARK

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 191758-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: JUNE 1, 1883

Type of Historical Right: USE

Purpose (Use): STOCK

Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING 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: UNNAMED TRIBUTARY OF POTTER CREEK

Source Type: SURFACE WATER

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		S2N2	9	4N	8E	PARK

Period of Diversion: MAY 15 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 15 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			S2N2	9	4N	8E	PARK

POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A

Water Right Number: 43A 192122-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: DISMISSED

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date:

Type of Historical Right:

Purpose (Use): IRRIGATION

Flow Rate:

Volume:

Source Name: POTTER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 192131-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: MAY 15, 1957

Type of Historical Right: USE

Purpose (Use): STOCK

Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING 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: UNNAMED TRIBUTARY OF POTTER CREEK

Source Type: SURFACE WATER

***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		SWNESE	8	4N	8E	PARK

***Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ONSTREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWNESE	8	4N	8E	PARK

Diversion to Reservoir: DIVERSION # 1

Period of Use: MAY 15 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			SWNESE	8	4N	8E	PARK

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 192440-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: DECEMBER 22, 1922

Type of Historical Right: USE

Purpose (Use): STOCK

Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING 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: UNNAMED TRIBUTARY OF POTTER CREEK

Source Type: SURFACE WATER

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		E2W2W2	25	5N	8E	PARK

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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			E2W2W2	25	5N	8E	PARK

POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A

Water Right Number: 43A 192459-00 STATEMENT OF CLAIM
Version: 3 -- POST DECREE
Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: DECEMBER 31, 1914

Type of Historical Right: USE

Purpose (Use): STOCK

Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING 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: UNNAMED TRIBUTARY OF COLE CREEK
Source Type: SURFACE WATER

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		W2NE	31	5N	9E	PARK

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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			W2NE	31	5N	9E	PARK

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 30069161 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: MARCH 7, 2014

THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED
PURSUANT TO SECTION 85-2-306(4) MCA.

Type of Historical Right: FILED

Purpose (Use): STOCK

Flow Rate: 1.00 GPM

Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR
STOCK WATERING 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: SPRING, UNNAMED TRIBUTARY OF RICE CREEK

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		SESWNE	31	4N	8E	PARK

Period of Diversion: JUNE 1 TO FEBRUARY 28

Diversion Means: DEVELOPED SPRING

Period of Use: JUNE 1 TO FEBRUARY 28

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			SESWNE	31	4N	8E	PARK

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190582-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date: APRIL 14, 1961

Type of Historical Right: DECREEED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 13.19 CFS

Volume: 1,555.80 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 46.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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		E2E2SW	4	4N	9E	PARK

Period of Diversion: MARCH 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Ditch Name: BIG DITCH

THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATER OF SHIELDS RIVER.

Reservoir: OFFSTREAM **Reservoir Name:** JORDAN-ARTHUN RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 FEET

Surface Area: 87.00 ACRES

Capacity: 1,260.00 ACRE-FEET

Period of Use: MARCH 1 TO NOVEMBER 30

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	32.00		SW	29	4N	9E	PARK
2	10.00		E2NW	29	4N	9E	PARK
3	4.00		W2NWNE	29	4N	9E	PARK

Total: 46.00

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

190582-00

190584-00

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/03/1999. NOTICE OF COMPLETION DUE 12/31/2000. SEE 43A 190569-00 .

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 213209-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: DISMISSED

Late Claim: B

Owners: 4 DIAMOND RANCH AT WALLROCK LLC
31 ST JAMES AVE #740
BOSTON, MA 02116-4186

Priority Date:

Enforceable Priority Date:

Type of Historical Right:

Purpose (Use): IRRIGATION

Flow Rate:

Volume:

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190686-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: JUNE 1, 1889

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 377.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 1 TO OCTOBER 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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK

Total: 616.00

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.

190685-00	190686-00	190687-00	190688-00	190689-00	190690-00
190691-00	190692-00	190693-00	190694-00	190695-00	190696-00
190697-00	190698-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190688-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: APRIL 14, 1961

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 15.09 CFS

Volume: 1,555.80 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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		E2E2SW	4	4N	9E	PARK

Period of Diversion: MARCH 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Ditch Name: BIG DITCH

THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATER OF SHIELDS RIVER.

Reservoir: OFFSTREAM **Reservoir Name:** JORDAN-ARTHUN RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 FEET

Surface Area: 87.00 ACRES

Capacity: 1,260.00 ACRE-FEET

Period of Use: MARCH 1 TO NOVEMBER 30

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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK

5	40.00	E2	36	4N	8E	PARK
6	20.00	SWSW	5	3N	9E	PARK
Total:		616.00				

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.

190685-00	190686-00	190687-00	190688-00	190689-00	190690-00
190691-00	190692-00	190693-00	190694-00	190695-00	190696-00
190697-00	190698-00				

PURSUANT TO A PRIVATE EXCHANGE AGREEMENT, STORED WATER MAY BE USED ON THE PLACE OF USE OF WATER RIGHTS 43A 190685-0 THROUGH 43A 190697-00, 43A 117119-00, AND 43A 23720-00, 43A 23730-00, 43A 23731-00, AND 43A 191258-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117118-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

Priority Date: APRIL 14, 1961

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 6.39 CFS

Volume: 1,555.80 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 123.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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		E2E2SW	4	4N	9E	PARK

***Period of Diversion:** MARCH 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Ditch Name: BIG DITCH

THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATER OF SHIELDS RIVER.

Reservoir: OFFSTREAM **Reservoir Name:** JORDAN-ARTHUN RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 FEET

Surface Area: 87.00 ACRES

Capacity: 1,260.00 ACRE-FEET

***Period of Use:** MARCH 1 TO NOVEMBER 30

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	123.00		E2E2	7	3N	9E	PARK
Total:	123.00						

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO A PRIVATE EXCHANGE AGREEMENT, STORED WATER MAY BE USED ON THE PLACE OF USE OF WATER RIGHTS 43A 190685-0 THROUGH 43A 190697-00, 43A 117119-00, AND 43A 23720-00, 43A 23730-00, 43A 23731-00, AND 43A 191258-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117125-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

Priority Date: JULY 21, 1916

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.49 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT
TO HISTORICAL AND BENEFICIAL USE.
PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

***Maximum Acres:** 249.00

Source Name: ANTELOPE CREEK

Source Type: SURFACE WATER

***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		NWSWSE	20	4N	9E	PARK

***Period of Diversion:** APRIL 15 TO OCTOBER 15

Diversion Means: DITCH

Ditch Name: MYERS DITCH

2		SENENW	17	4N	9E	PARK
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***Period of Diversion:** APRIL 15 TO OCTOBER 15

Diversion Means: DITCH

Ditch Name: BIG DITCH

BIG DITCH ALSO KNOWN AS SHIELDS RIVER RANCH CO CANAL.

Reservoir: OFFSTREAM **Reservoir Name:** JORDAN-ARTHUN RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
SESWNW		17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 FEET

Surface Area: 87.00 ACRES

Capacity: 1,260.00 ACRE-FEET

***Period of Use:** APRIL 15 TO OCTOBER 15

***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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK
4	43.00		NW	7	3N	9E	PARK
5	10.00		W2NWNE	7	3N	9E	PARK
Total:	249.00						

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 23720-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: GUTH HENRY INC
%ZIMMERMAN NED
95 DAISY DEAN RD
WILLSALL, MT 59086-9403

Priority Date: JULY 21, 1916

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 2.00 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT
TO HISTORICAL AND BENEFICIAL USE.
PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 264.00

***Source Name:** ANTELOPE CREEK

Source Type: SURFACE WATER

***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		NWSWSE	20	4N	9E	PARK

***Period of Diversion:** APRIL 15 TO OCTOBER 15

Diversion Means: DITCH

Ditch Name: MYERS DITCH

2		SENENW	17	4N	9E	PARK
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***Period of Diversion:** APRIL 15 TO OCTOBER 15

Diversion Means: DITCH

Ditch Name: BIG DITCH

BIG DITCH ALSO KNOWN AS SHIELDS RIVER RANCH CO CANAL.

Reservoir: OFFSTREAM **Reservoir Name:** JORDAN-ARTHUN RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESWNW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 FEET

Surface Area: 87.00 ACRES

Capacity: 1,260.00 ACRE-FEET

***Period of Use:** APRIL 15 TO OCTOBER 15

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	264.00		E2	18	3N	9E	PARK
Total:	264.00						

Remarks:

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 23730-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: GUTH HENRY INC
%ZIMMERMAN NED
95 DAISY DEAN RD
WILSALL, MT 59086-9403

Priority Date: SEPTEMBER 29, 1913

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 5.00 CFS

THE COMBINED FLOW RATE FOR CLAIM NOS. 43A 23730-00 AND 43A 30155755
SHALL NOT EXCEED 5.00 CFS.

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 245.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15	N2	4	4N	9E	PARK

Period of Diversion: APRIL 15 TO SEPTEMBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

Period of Use: APRIL 15 TO SEPTEMBER 15

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	1.50		W2NWNW	17	3N	9E	PARK
2	7.50		W2SWNW	17	3N	9E	PARK
3	12.00		W2NWSW	17	3N	9E	PARK
4	19.00		SWSW	17	3N	9E	PARK
5	58.00		E2NE	18	3N	9E	PARK
6	3.00		SESWNE	18	3N	9E	PARK
7	144.00		SE	18	3N	9E	PARK

Total: 245.00

Remarks:

SPLIT CLAIM NO. 43A 30155755 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 23731-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: GUTH HENRY INC
%ZIMMERMAN NED
95 DAISY DEAN RD
WILLSALL, MT 59086-9403

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 5.25 CFS

CLAIMANT SHALL ONLY BE ENTITLED TO THE USE OF 2.25 CFS THROUGH POINT OF DIVERSION NO.1 (MYERS DITCH).

THE COMBINED FLOW RATE FOR CLAIM NOS. 43A 23731-00 AND 43A 30155756 SHALL NOT EXCEED 5.25 CFS.

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 328.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15	N2	4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SENWSW	32	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: PIERCY-ZIMMERMAN DITCH

***Period of Use:** MARCH 15 TO OCTOBER 15

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	1.50		W2NWNW	17	3N	9E	PARK
2	7.50		W2SWNW	17	3N	9E	PARK
3	12.00		W2NWSW	17	3N	9E	PARK
4	19.00		SWSW	17	3N	9E	PARK

5	58.00	E2NE	18	3N	9E	PARK
6	3.00	SESWNE	18	3N	9E	PARK
7	144.00	SE	18	3N	9E	PARK
8	39.00	NENE	19	3N	9E	PARK
9	15.00	NWNE	19	3N	9E	PARK
10	26.00	SENE	19	3N	9E	PARK
11	3.00	N2NESE	19	3N	9E	PARK
Total:						328.00

Remarks:

IMPLIED CLAIM NO. 43A 30155756 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117107-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

Priority Date: JULY 1, 1885

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 81.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 249.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWNW	9	4N	9E	PARK
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Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

WATER DIVERTED FROM SHIELDS RIVER IS CONVEYED TO COLE CREEK WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN SESWNW SEC 9 TWP 4N RGE 9E PARK COUNTY.

Period of Use: MAY 15 TO OCTOBER 15

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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK
4	43.00		NW	7	3N	9E	PARK
5	10.00		W2NWNE	7	3N	9E	PARK
Total:	249.00						

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117108-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

***Priority Date:** JUNE 1, 1887

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 2.54 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 249.00

Source Name: SHIELDS RIVER

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	15		4	4N	9E	PARK

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWNW	9	4N	9E	PARK
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Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: MAY 15 TO OCTOBER 15

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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK
4	43.00		NW	7	3N	9E	PARK
5	10.00		W2NWNE	7	3N	9E	PARK
Total:		249.00					

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117109-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

Priority Date: SEPTEMBER 29, 1913

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 4.98 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 249.00

***Source Name:** SHIELDS RIVER

Source Type: SURFACE WATER

***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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 1 TO NOVEMBER 30

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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK

4	43.00	NW	7	3N	9E	PARK
5	10.00	W2NWNE	7	3N	9E	PARK
Total:		249.00				

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117119-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners:

CHRISTOPHER A SPOJA
351 ROCK CREEK RD N
CLYDE PARK, MT 59018-7703

DEBRA L SPOJA
351 ROCK CREEK RD N
CLYDE PARK, MT 59018-7703

LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILSALL, MT 59086-9402

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 31.50 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 249.00

Source Name: SHIELDS RIVER

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	15		4	4N	9E	PARK

***Period of Diversion:** MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2

SESWNW94N9EPARK

*Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

*Period of Use: MAY 15 TO OCTOBER 15

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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK
4	43.00		NW	7	3N	9E	PARK
5	10.00		W2NWNE	7	3N	9E	PARK
Total:	249.00						

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117120-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 49.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 249.00

Source Name: SHIELDS RIVER

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	15		4	4N	9E	PARK

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWNW	9	4N	9E	PARK
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Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: MAY 15 TO OCTOBER 15

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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK
4	43.00		NW	7	3N	9E	PARK
5	10.00		W2NWNE	7	3N	9E	PARK
Total:		249.00					

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117121-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

Priority Date: MAY 25, 1909

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 238.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 249.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 1 TO NOVEMBER 30

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWNW	9	4N	9E	PARK
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***Period of Diversion:** MARCH 1 TO NOVEMBER 30

Diversion Means: HEADGATE

WATER DIVERTED FROM SHIELDS RIVER IS CONVEYED TO COLE CREEK WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN SESWNW SEC 9 TWP 4N RGE 9E PARK COUNTY.

***Period of Use:** MARCH 1 TO NOVEMBER 30

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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK
4	43.00		NW	7	3N	9E	PARK
5	10.00		W2NWNE	7	3N	9E	PARK
Total:		249.00					

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117122-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 2.47 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 249.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWNW	9	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

***Period of Use:** MARCH 15 TO OCTOBER 15

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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK
4	43.00		NW	7	3N	9E	PARK
5	10.00		W2NWNE	7	3N	9E	PARK
Total:		249.00					

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117123-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

Priority Date: OCTOBER 19, 1898

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 10.90 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 249.00

Source Name: SHIELDS RIVER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWNW	9	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

***Period of Use:** MARCH 15 TO OCTOBER 15

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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK
4	43.00		NW	7	3N	9E	PARK
5	10.00		W2NWNE	7	3N	9E	PARK
Total:		249.00					

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117126-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

Priority Date: JUNE 1, 1889

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 157.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 249.00

Source Name: SHIELDS RIVER

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	15		4	4N	9E	PARK

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWNW	9	4N	9E	PARK
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Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: SOUTH RIVER RANCH CO CANAL

Period of Use: MAY 15 TO OCTOBER 15

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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK
4	43.00		NW	7	3N	9E	PARK
5	10.00		W2NWNE	7	3N	9E	PARK
Total:		249.00					

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117128-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

Priority Date: JUNE 15, 1886

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 62.80 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 249.00

Source Name: SHIELDS RIVER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWNW	9	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

***Period of Use:** MARCH 15 TO OCTOBER 15

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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK
4	43.00		NW	7	3N	9E	PARK
5	10.00		W2NWNE	7	3N	9E	PARK
Total:		249.00					

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117129-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

Priority Date: JUNE 1, 1891

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 63.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 249.00

Source Name: SHIELDS RIVER

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	15		4	4N	9E	PARK

Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWNW	9	4N	9E	PARK
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Period of Diversion: MAY 15 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: MAY 15 TO OCTOBER 15

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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK
4	43.00		NW	7	3N	9E	PARK
5	10.00		W2NWNE	7	3N	9E	PARK
Total:		249.00					

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 117130-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: LEVERS FAMILY TRUST, AMEND 2006
% LEVERS MATTHEW B TRUSTEE
118 DAISY DEAN RD
WILLSALL, MT 59086-9402

SESSOMS, JOHN G LIVINGS TRUST 03/22/2022
MATTHEW B LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086

TRUST FOR MATTHEW B LEVERS
% MATTHEW LEVERS, TRUSTEE
138 DAISY DEAN RD
WILLSALL, MT 59086-9402

***Priority Date:** JUNE 28, 1904

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 197.50 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 249.00

Source Name: SHIELDS RIVER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

2		SESWNW	9	4N	9E	PARK
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***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

***Period of Use:** MARCH 15 TO OCTOBER 15

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	62.00		E2NE	1	3N	8E	PARK
2	11.00		NESE	1	3N	8E	PARK
3	123.00		E2E2	7	3N	9E	PARK
4	43.00		NW	7	3N	9E	PARK
5	10.00		W2NWNE	7	3N	9E	PARK
Total:		249.00					

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.

117107-00	117108-00	117109-00	117118-00	117119-00	117120-00
117121-00	117122-00	117123-00	117125-00	117126-00	117128-00
117129-00	117130-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190685-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: JUNE 1, 1891

Type of Historical Right: DECREEED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 153.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 1 TO OCTOBER 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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK

Total: 616.00

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.

190685-00	190686-00	190687-00	190688-00	190689-00	190690-00
190691-00	190692-00	190693-00	190694-00	190695-00	190696-00
190697-00	190698-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190687-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: JUNE 15, 1886

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 152.60 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 15 TO OCTOBER 15

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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK

Total: 616.00

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.

190685-00	190686-00	190687-00	190688-00	190689-00	190690-00
190691-00	190692-00	190693-00	190694-00	190695-00	190696-00
190697-00	190698-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190689-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: JULY 1, 1885

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 189.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 1 TO OCTOBER 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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK

Total: 616.00

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.

190685-00	190686-00	190687-00	190688-00	190689-00	190690-00
190691-00	190692-00	190693-00	190694-00	190695-00	190696-00
190697-00	190698-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190690-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: JUNE 1, 1887

Type of Historical Right: DECREEED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 6.00 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 1 TO OCTOBER 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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK

Total: 616.00

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.

190685-00	190686-00	190687-00	190688-00	190689-00	190690-00
190691-00	190692-00	190693-00	190694-00	190695-00	190696-00
190697-00	190698-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190691-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: SEPTEMBER 29, 1913

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 11.76 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

Period of Diversion: MARCH 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

Period of Use: MARCH 1 TO OCTOBER 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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK

Total: 616.00

Remarks:

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190692-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: OCTOBER 19, 1898

Type of Historical Right: DECREEED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 25.77 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 15 TO OCTOBER 15

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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK

Total: 616.00

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.

190685-00	190686-00	190687-00	190688-00	190689-00	190690-00
190691-00	190692-00	190693-00	190694-00	190695-00	190696-00
190697-00	190698-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190693-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 5.87 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 15 TO OCTOBER 15

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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK

Total: 616.00

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.

190685-00	190686-00	190687-00	190688-00	190689-00	190690-00
190691-00	190692-00	190693-00	190694-00	190695-00	190696-00
190697-00	190698-00				

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

190693-00	190712-00
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PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190694-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

***Priority Date:** JUNE 28, 1904

Type of Historical Right: DECREEED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 1.05 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 15 TO OCTOBER 15

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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK

Total: 616.00

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.

190685-00	190686-00	190687-00	190688-00	190689-00	190690-00
190691-00	190692-00	190693-00	190694-00	190695-00	190696-00
190697-00	190698-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190695-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 112.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 1 TO OCTOBER 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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK

Total: 616.00

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.

190685-00	190686-00	190687-00	190688-00	190689-00	190690-00
190691-00	190692-00	190693-00	190694-00	190695-00	190696-00
190697-00	190698-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190696-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 72.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 15 TO OCTOBER 15

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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK

Total: 616.00

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.

190685-00	190686-00	190687-00	190688-00	190689-00	190690-00
190691-00	190692-00	190693-00	190694-00	190695-00	190696-00
190697-00	190698-00				

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190697-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: MAY 25, 1909

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.26 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15		4	4N	9E	PARK

***Period of Diversion:** MARCH 10 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 10 TO OCTOBER 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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK

Total: 616.00

Remarks:

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 190698-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: ROLLIN RIVER RANCH LLC
283 SHIELDS RIVER RD
WILLSALL, MT 59086

Priority Date: JULY 21, 1916

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** 3.52 CFS

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT
TO HISTORICAL AND BENEFICIAL USE.
PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 616.00

Source Name: ANTELOPE CREEK

Source Type: SURFACE WATER

***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		NWSWSE	20	4N	9E	PARK

***Period of Diversion:** APRIL 15 TO OCTOBER 15

Diversion Means: DITCH

Ditch Name: MYERS DITCH

2		SENENW	17	4N	9E	PARK
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***Period of Diversion:** APRIL 15 TO OCTOBER 15

Diversion Means: DITCH

Ditch Name: BIG DITCH

Reservoir: OFFSTREAM **Reservoir Name:** JORDAN-ARTHUN RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESWNW	17	4N	9E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 38.00 FEET

Surface Area: 87.00 ACRES

Capacity: 1,260.00 ACRE-Feet

RESERVOIR CAPACITY, DAM HEIGHT, AND SURFACE AREA FROM MASTER'S
REPORT IN CLAIM FILE.

***Period of Use:** APRIL 15 TO OCTOBER 15

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	232.00		S2	31	4N	9E	PARK
2	20.00		E2NE	31	4N	9E	PARK
3	213.00		N2	6	3N	9E	PARK
4	91.00		S2	6	3N	9E	PARK
5	40.00		E2	36	4N	8E	PARK
6	20.00		SWSW	5	3N	9E	PARK
Total:		616.00					

Remarks:

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
SHIELDS RIVER
BASIN 43A**

Water Right Number: 43A 191258-00 STATEMENT OF CLAIM

Version: 4 -- POST DECREE

Status: ACTIVE

Owners: GUTH HENRY INC
%ZIMMERMAN NED
95 DAISY DEAN RD
WILLSALL, MT 59086-9403

Priority Date: OCTOBER 19, 1898

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

***Flow Rate:** 6.02 CFS

THE COMBINED FLOW RATE FOR CLAIM NOS. 43A 191258-00 AND 43A 30155757
SHALL NOT EXCEED 6.02 CFS.

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 328.00

Source Name: SHIELDS RIVER

Source Type: SURFACE WATER

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	15	N2	4	4N	9E	PARK

***Period of Diversion:** MARCH 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG CANAL

***Period of Use:** MARCH 15 TO OCTOBER 15

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	1.50		W2NWNW	17	3N	9E	PARK
2	7.50		W2SWNW	17	3N	9E	PARK
3	12.00		W2NWSW	17	3N	9E	PARK
4	19.00		SWSW	17	3N	9E	PARK
5	58.00		E2NE	18	3N	9E	PARK
6	3.00		SESWNE	18	3N	9E	PARK
7	144.00		SE	18	3N	9E	PARK
8	39.00		NENE	19	3N	9E	PARK
9	15.00		NWNE	19	3N	9E	PARK
10	26.00		SENE	19	3N	9E	PARK

11	3.00	N2NESE	19	3N	9E	PARK
Total:	328.00					

Remarks:

IMPLIED CLAIM NO. 43A 30155757 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

PURSUANT TO PRIVATE EXCHANGE AGREEMENT, THIS WATER RIGHT MAY BE USED ON PLACE OF USE ASSOCIATED WITH WATER RIGHTS 43A 190841-00, 43A 192631-00, 43A 190688-00, AND 43A 117118-00.

THIS WATER RIGHT IS SUBJECT TO A PRIVATE EXCHANGE AGREEMENT AND STIPULATION ENTERED IN CASES 43A-0011-R-2020, 43A-0015-R-2020, 43A-0081-R-2020, 43A-0082-R-2020, 43A-0118-R-2020, 43A-0119-R-2020, AND 43A-0395-R-2021.