

Montana Water Court  
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**FILED**  
09/30/2025  
Sara Calkins  
CLERK  
Montana Water Court  
STATE OF MONTANA  
By: D'Ann CIGLER  
41S-1006-R-2024  
Stern, Anika  
11.00

MONTANA WATER COURT  
LOWER MISSOURI DIVISION  
JUDITH RIVER  
BASIN 41S  
PRELIMINARY DECREE

\*\*\*\*\*

CLAIMANT: Hickey Ranch Inc.

**CASE 41S-1006-R-2024**

41S 44739-00  
41S 44740-00  
41S 30131416  
41S 30131417  
41S 30131418  
41S 30131419  
41S 30131420  
41S 30131421

**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**

### **FINDINGS OF FACT**

1. Claimant Hickey Ranch Inc. (Hickey Ranch) is the record owner of claims 41S 44739-00, 41S 44740-00, 41S 30131416, 41S 30131417, 41S 30131418, 41S 30131419, 41S 30131420, and 41S 30131421.

2. Claims 41S 44739-00, 41S 44740-00, 41S 30131416, 41S 30131417, 41S 30131418, 41S 30131419, 41S 30131420, and 41S 30131421 were decreed with Montana Department of Natural Resources (DNRC) issue remarks:

#### **41S 44739-00:**

- FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
- THE FERGUS COUNTY WATER RESOURCES SURVEY( 1970 )APPEARS TO INDICATE 93.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.
- THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY ( 1963 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
- USDA AERIAL PHOTOGRAPH NOS. 30045-179-72 DATED 09/17/1979 AND 300027-278-90 AND 30027-278-92 DATED 09/25/1979 APPEAR TO INDICATE 104.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.
- THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.

#### **41S 44740-00:**

- FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
- THE FERGUS COUNTY WATER RESOURCES SURVEY( 1970 )APPEARS TO INDICATE 93.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.
- THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY ( 1963 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
- USDA AERIAL PHOTOGRAPH NOS. 30045-179-72 DATED 09/17/1979 AND 30027-278-90 AND 30027-278-92 DATED 09/25/1979 APPEAR TO INDICATE 104.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.
- THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.
- HICKEY HEREFORD RANCH HAS FILED A LATE OBJECTION TO CORRECT PARCEL 5 OF THE PLACE OF USE. THE LEGAL DESCRIPTION SHOULD BE SE RATHER THAN SW SEC 1, TWP 13N, RGE 15E JUDITH BASIN CO. THIS WILL BE HEARD AFTER PROPER NOTICE IN THE NEXT OBJECTION LIST.

#### **41S 30131416:**

- THIS CLAIM NUMBER WAS NOT INCLUDED IN THE BASIN 41S DECREE ISSUED 05/17/1984.
- NO FLOW RATE HAS BEEN CLAIMED. THE FLOW RATE GUIDELINE FOR THIS PURPOSE IS 35 GPM.

**41S 30131417:**

- THIS CLAIM NUMBER WAS NOT INCLUDED IN THE BASIN 41S DECREE ISSUED 05/17/1984.

**41S 30131418, 41S 30131420, 41S 30131421:**

- THIS CLAIM NUMBER WAS NOT INCLUDED IN THE BASIN 41S DECREE ISSUED 05/17/1984.
- NO QUANTIFIED FLOW RATE HAS BEEN CLAIMED.

**41S 30131419:**

- THIS CLAIM NUMBER WAS NOT INCLUDED IN THE BASIN 41S DECREE ISSUED 05/17/1984.
- THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.
- THE POINT OF DIVERSION LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

3. Hickey Ranch was ordered to meet with a DNRC employee to address the unresolved issue remarks. (Doc. 1.00)<sup>1</sup>.

4. DNRC Water Resources Specialist Brandon Ahlgren filed a Memorandum on August 8, 2025. (Doc. 9.00). Mr. Ahlgren reported that Pat Hickey met with DNRC personnel on February 5, 2025, May 19, 2025, and July 11, 2025 to discuss the Case. Additionally, the DNRC spoke with Julie Nordlund, counsel for Hickey Ranch; Ms. Nordlund provided historical aerial photographs that DNRC used to prepare the Memorandum and make recommendations. Mr. Ahlgren stated he reviewed the Judith County Water Resource Survey, and various aerial photos to prepare the Memorandum:

**41S 44739-00:**

- Claim 41S 44739-00 was claimed for 337.00 acres of irrigation out of Little Trout Creek. Mr. Ahlgren indicated that using historical aerial photographs supplied by the Claimant, the DNRC was able to substantiate 276.05 of irrigation at the claimed place of use. In addition to modifying the place of use to reflect 276.05 acres of irrigation, Mr. Ahlgren recommended modifying the flow rate to 10.46 cubic feet per second (cfs).
- While reviewing the place of use, Mr. Ahlgren identified a potential legal land description error with place of use ID #5:

The DNRC has identified a potential error with the claimed legal land description of POU #5. It is an identical issue which was identified by a late objection to 41S 44740-00 (41S 44739-00 & 41S 44740-00 share identical claimed places of use.) All available information indicates the quarter section of POU #5 should be "SE" not "SW". The proper legal land description of POU #5 should be "SE Section 1 Twp 13N Rge 15E Judith Basin".

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<sup>1</sup> "Doc." numerical references correlate to case file docket numbers in the Water Court's Full Court case management system.

**41S 44740-00:**

- Claim 41S 44740-00 was claimed for 337.00 acres of irrigation out of Little Trout Creek. Mr. Ahlgren indicated that using historical aerial photographs supplied by the Claimant, the DNRC was able to substantiate 276.05 of irrigation at the claimed place of use. In addition to recommending modifying the place of use to reflect 276.05 acres of irrigation, Mr. Ahlgren recommended modifying the flow rate to 10.46 cubic feet per second (cfs).
- Mr. Ahlgren addressed a discrepancy in the place of use legal land description for claim 41S 44740-00 and in doing so, addressed the late Objection issue remark decreed on claim 41S 44740-00:

A late objection by Hickey Hereford Ranch identified a potential issue with the claimed quarter section of POU #5. All available information indicates the quarter section of POU #5 should be "SE" not "SW". The proper legal land description of POU #5 should be "SE Section 1 Twp 13N Rge 15E Judith Basin"

**41S 30131416:**

- Claim 41S 30131416 is for stock use from a well. Initially, no flow rate was claimed. Mr. Ahlgren reported:  
A flow rate was not claimed for this well. During this investigation, a Declaration of Vested Groundwater Rights was found which describes the well in question (Attachment 6). The form describes "30 gals for each well". Based on this information, the DNRC will recommend a flow rate of 30.00 GPM.  
Mr. Ahlgren recommended modifying the flow rate for claim 41S 30131416 to 30.00 gallons per minute (gpm).
- Mr. Ahlgren also noted that the Declaration of Vested Groundwater Rights form was not properly filed. The filing issue appears to have been noted during either examination of the claim or summary report review, and the priority date of claim 41S 30131416 was modified to the filing date of the Statement of Claim – no action needs to be taken.

**41S 30131418:**

- Claim 41S 30131418 is for stock use from a developed spring. Initially, no flow rate was claimed. Mr. Ahlgren explained that no evidence was provided to substantiate a flow rate. The guideline flow rate for this type of claim is 35.00 gpm. Mr. Ahlgren stated: "Based on discussion with the claimant regarding the flow of the spring, the DNRC will recommend the flow rate be made 35.00 gpm."

**41S 30131419:**

- Claim 41S 30131418 is for stock use from an undeveloped spring. Hickey Ranch provided a map and information, and DNRC was able to locate the spring. Mr. Ahlgren recommended modifying the point of diversion and place of use legal land description for this claim to the SWSWSW of Section 7, T13N, R16E, Fergus County.

**41S 30131420:**

- Claim 41S 30131420 is for stock use from a developed spring. Initially, no flow rate was claimed. Mr. Ahlgren explained that no evidence was provided to substantiate a flow rate. The guideline flowrate for this type of claim is 35.00 gpm. Mr. Ahlgren stated: "Based on discussion with the claimant regarding the flow of the spring, the DNRC will recommend the flow rate be made 35.00 gpm."

**41S 30131421:**

- Claim 41S 30131421 is for stock use from a developed spring. Initially, no flow rate was claimed. Mr. Ahlgren explained that no evidence was provided to substantiate a flow rate. The guideline flowrate for this type of claim is 35.00 gpm. Mr. Ahlgren stated: “Based on discussion with the claimant regarding the flow of the spring, the DNRC will recommend the flow rate be made 35.00 gpm.”

5. An Order was issued setting a deadline Claimant Hickey Ranch Inc. to file a statement agreeing or disagreeing with the following proposed modifications by September 12, 2025:

**41S 44739-00:**

Flow Rate:	10.46	12.77 CFS					
Maximum Acres:	337.00	276.05					
Place of Use:							
ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1	85.48	100.00	NW	8	13N	16E	FERGUS
2	3.09	45.00	NE	8	13N	16E	FERGUS
3	70.85	95.00	NE	7	13N	16E	FERGUS
4	68.67	72.00	S2	6	13N	16E	FERGUS
5	47.96	65.00	SE SW	1	13N	15E	JUDITH BASIN
Total:	337.00	276.05					

**41S 44740-00:**

Flow Rate:	10.46	40.63 CFS					
Maximum Acres:	276.05	337.00					
Place of Use:							
ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1	85.48	100.00	NW	8	13N	16E	FERGUS
2	3.09	45.00	NE	8	13N	16E	FERGUS
3	70.85	95.00	NE	7	13N	16E	FERGUS
4	68.67	72.00	S2	6	13N	16E	FERGUS
5	47.96	65.00	SE SW	1	13N	15E	JUDITH BASIN
Total:	337.00	276.05					

**41S 30131416:**

Flow Rate: 30.00 GPM

**41S 30131417:**

No changes needed.

**41S 30131418:**

Flow Rate: 35.00 GPM

**41S 30131419:**

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		SWSWSW	7	13N	16E	FERGUS	
Period of Diversion:		JANUARY 1 TO DECEMBER 31					
Diversion Means:		LIVESTOCK DIRECT FROM SOURCE					
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			SWSWSW	7	13N	16E	FERGUS

41S 30131420:

Flow Rate:

35.00 GPM

41S 30131421:

Flow Rate:

35.00 GPM

(Doc. 10.00). The Order indicated that if nothing were filed by the deadline, this Water Master would conclude Hickey Ranch agrees with the recommended modifications. Nothing was filed by the deadline.

The Order also set a deadline for late Objector Hickey Ranch Inc. to file a statement by September 12, 2025 indicating whether the modification to the place of use for claim 41S 44740-00 resolves the late Objection to claim 41S 44740-00. Nothing was filed by the deadline.

### PRINCIPLES AND CONCLUSIONS OF LAW

1. The Water Court must address all issue remarks decreed on a claim.  
Section 85-2-248, MCA.
2. A properly filed Statement of Claim for an existing water right is prima facie proof of its content. Section 85-2-227, MCA. This prima facie validity may be overcome by evidence showing that one or more elements of the claim are incorrect. This standard of proof applies to objectors or claimants objecting to their own water right claims. Rule 19, W.R.Adj.R., *Nelson v. Brooks*, 2014 MT 120; 375 Mont. 86, 95; 329 P.3d 558, 564.

### RECOMMENDATIONS

1. Claims 41S 44739-00, 41S 44740-00, 41S 30131416, 41S 30131418, 41S 30131419, 41S 30131420, and 41S 30131421 should be modified as recommended by the DNRC and as shown in Finding of Fact no. 5.
2. The late Objection should be dismissed as resolved.
3. The issue remarks should be removed from the claims in the Case.

Abstracts are attached for review.

**ELECTRONICALLY SIGNED AND DATED BELOW.**

### **Service Via Electronic Mail:**

Julia J. Nordlund  
Jardine, Stephenson, Blewett & Weaver, P.C.  
jnordlund@jardinelaw.com  
(Atty for: Hickey Ranch Inc.)

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**POST DECREE  
ABSTRACT OF WATER RIGHT CLAIM  
JUDITH RIVER  
BASIN 41S**

**Water Right Number:** 41S 44739-00 STATEMENT OF CLAIM

**Version:** 4 -- POST DECREE

**Status:** ACTIVE

**Owners:** HICKEY RANCH INC  
610 HICKEY LN  
MOORE, MT 59464-9511

**Priority Date:** APRIL 30, 1888

**Type of Historical Right:** FILED

**Purpose (Use):** IRRIGATION

**Irrigation Type:** FLOOD

**Flow Rate:** 10.46 CFS

**Volume:** 462.00 AC-FT

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 276.05

**Source Name:** LITTLE TROUT 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		NESWNE	8	13N	16E	FERGUS
<b>Period of Diversion:</b>	MARCH 1 TO OCTOBER 31					
<b>Diversion Means:</b>	DIKE					
2		NENWNE	7	13N	16E	FERGUS
<b>Period of Diversion:</b>	MARCH 1 TO OCTOBER 31					
<b>Diversion Means:</b>	DIKE					
3		NESWSW	6	13N	16E	FERGUS
<b>Period of Diversion:</b>	MARCH 1 TO OCTOBER 31					
<b>Diversion Means:</b>	DIKE					

**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	85.48		NW	8	13N	16E	FERGUS
2	3.09		NE	8	13N	16E	FERGUS
3	70.85		NE	7	13N	16E	FERGUS
4	68.67		S2	6	13N	16E	FERGUS
5	47.96		SE	1	13N	15E	JUDITH BASIN

**Total:** 276.05

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**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.

44739-00

44740-00



**POST DECREE  
ABSTRACT OF WATER RIGHT CLAIM  
JUDITH RIVER  
BASIN 41S**

**Water Right Number:** 41S 44740-00 STATEMENT OF CLAIM

**Version:** 4 -- POST DECREE

**Status:** ACTIVE

**Owners:** HICKEY RANCH INC  
610 HICKEY LN  
MOORE, MT 59464-9511

**Priority Date:** DECEMBER 31, 1883

**Type of Historical Right:** FILED

**Purpose (Use):** IRRIGATION

**Irrigation Type:** FLOOD

**Flow Rate:** 10.46 CFS

**Volume:** 462.00 AC-FT

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 276.05

**Source Name:** LITTLE TROUT 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		NESWNE	8	13N	16E	FERGUS
<b>Period of Diversion:</b>	MARCH 1 TO OCTOBER 31					
<b>Diversion Means:</b>	DIKE					
2		NENWNE	7	13N	16E	FERGUS
<b>Period of Diversion:</b>	MARCH 1 TO OCTOBER 31					
<b>Diversion Means:</b>	DIKE					
3		NESWSW	6	13N	16E	FERGUS
<b>Period of Diversion:</b>	MARCH 1 TO OCTOBER 31					
<b>Diversion Means:</b>	DIKE					

**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	85.48		NW	8	13N	16E	FERGUS
2	3.09		NE	8	13N	16E	FERGUS
3	70.85		NE	7	13N	16E	FERGUS
4	68.67		S2	6	13N	16E	FERGUS
5	47.96		SE	1	13N	15E	JUDITH BASIN

**Total:** 276.05

---

**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.

44739-00

44740-00

**POST DECREE  
ABSTRACT OF WATER RIGHT CLAIM  
JUDITH RIVER  
BASIN 41S**

**Water Right Number:** 41S 30131416 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Status:** ACTIVE

**Owners:** HICKEY RANCH INC  
610 HICKEY LN  
MOORE, MT 59464-9511

**\*Priority Date:** JUNE 26, 2019

**\*Type of Historical Right:** FILED

**Purpose (Use):** STOCK

**Flow Rate:** 30.00 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:** GROUNDWATER

**Source Type:** GROUNDWATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNENE	7	13N	16E	FERGUS

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

**Diversion Means:** WELL

**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	7	13N	16E	FERGUS

**POST DECREE  
ABSTRACT OF WATER RIGHT CLAIM  
JUDITH RIVER  
BASIN 41S**

**Water Right Number:** 41S 30131417 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Status:** ACTIVE

**Owners:** HICKEY RANCH INC  
610 HICKEY LN  
MOORE, MT 59464-9511

**Priority Date:** DECEMBER 31, 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:** LITTLE TROUT 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		NESWNE	8	13N	16E	FERGUS

**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			NESWNE	8	13N	16E	FERGUS

**POST DECREE  
ABSTRACT OF WATER RIGHT CLAIM  
JUDITH RIVER  
BASIN 41S**

**Water Right Number:** 41S 30131418 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Status:** ACTIVE

**Owners:** HICKEY RANCH INC  
610 HICKEY LN  
MOORE, MT 59464-9511

**Priority Date:** JANUARY 1, 1881

**Type of Historical Right:** USE

**Purpose (Use):** STOCK

**Flow Rate:** 35.00 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 ROCK 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		NENENE	28	13N	17E	FERGUS

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

**Diversion Means:** DEVELOPED SPRING

**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			NENENE	28	13N	17E	FERGUS

**POST DECREE**  
**ABSTRACT OF WATER RIGHT CLAIM**  
**JUDITH RIVER**  
**BASIN 41S**

**Water Right Number:** 41S 30131419 STATEMENT OF CLAIM  
**Version:** 2 -- POST DECREE  
**Status:** ACTIVE

**Owners:** HICKEY RANCH INC  
610 HICKEY LN  
MOORE, MT 59464-9511

**Priority Date:** JANUARY 1, 1881

**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 ROSS FORK 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		SWSWSW	7	13N	16E	FERGUS

**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			SWSWSW	7	13N	16E	FERGUS

**POST DECREE  
ABSTRACT OF WATER RIGHT CLAIM  
JUDITH RIVER  
BASIN 41S**

**Water Right Number:** 41S 30131420 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Status:** ACTIVE

**Owners:** HICKEY RANCH INC  
610 HICKEY LN  
MOORE, MT 59464-9511

**Priority Date:** JANUARY 1, 1881

**Type of Historical Right:** USE

**Purpose (Use):** STOCK

**Flow Rate:** 35.00 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:** UNNAMED TRIBUTARY OF LITTLE TROUT 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		NWSE	7	13N	16E	FERGUS

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

**Diversion Means:** SPRING BOX

**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			NWSE	7	13N	16E	FERGUS

**POST DECREE**  
**ABSTRACT OF WATER RIGHT CLAIM**  
**JUDITH RIVER**  
**BASIN 41S**

**Water Right Number:** 41S 30131421 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Status:** ACTIVE

**Owners:** HICKEY RANCH INC  
610 HICKEY LN  
MOORE, MT 59464-9511

**Priority Date:** JANUARY 1, 1881

**Type of Historical Right:** USE

**Purpose (Use):** STOCK

**Flow Rate:** 35.00 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 LITTLE TROUT 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		SWSW	8	13N	16E	FERGUS

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

**Diversion Means:** SPRING BOX

**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			SWSW	8	13N	16E	FERGUS