

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

GENERAL ABSTRACT

Water Right Number: 43P 106372-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: ROCKY MOUNTAIN POWER, LLC
RR 1 BOX 1144A
HARDIN, MT 59034-9716

WEAVER WORKS LLP
3520 ALPINE DR
BILLINGS, MT 59102

YOCHUM CONTRACTING INC
%CJ & AMBER YOCHUM
1 SUGAR FACTORY RD
HARDIN, MT 59034

Priority Date: OCTOBER 31, 1937

Enforceable Priority Date: OCTOBER 31, 1937

Type of Historical Right: USE

Purpose (use): INDUSTRIAL
THIS WATER RIGHT IS INCIDENTALY USED FOR FIRE PROTECTION.
SUGAR PROCESSING PLANT AND POWER GENERATION

Maximum Flow Rate: 8.91 CFS
3400 GPM IS USED FOR INDUSTRIAL PURPOSES AND 600 GPM IS USED FOR
POWER GENERATION.

Maximum Volume: 4,914.70 AC-FT
THE CLAIMED VOLUME IS 3,939.7 ACRE FEET PER YEAR FOR INDUSTRIAL AND
975 ACRE FEET PER YEAR FOR POWER GENERATION.

Source Name: BIGHORN 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		NWSENW	12	1S	33E	BIG HORN

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

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			W2SW	12	1S	33E	BIG HORN

Geocodes/Valid: 22-0934-12-3-02-03-0000 - Y 22-0934-12-3-03-03-0000 - Y
22-0934-12-3-03-04-0000 - Y

Remarks:

THE PURPOSE AND POINT OF DIVERSION WERE CLARIFIED BY THE CLAIMANT ON 02/27/1987.
STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.
RMP MONTANA ACQUISITION INC RECEIVED 2/3 INTEREST FOR TRACT 2 - DEBRUYCKER RETAINED 1/3 INTEREST FOR TRACTS 3 AND 5 OF FACTORY SUBDIVISION.
NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/23/1992.
NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/11/1994.
WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/30/2001.
OWNERSHIP UPDATE RECEIVED
OWNERSHIP UPDATE TYPE 608 # 1145 RECEIVED 02/08/2002.
OWNERSHIP UPDATE TYPE 608 # 3293 RECEIVED 06/13/2002.
OWNERSHIP UPDATE TYPE 608 # 9872 RECEIVED 02/24/2003.

Remarks:

OWNERSHIP UPDATE TYPE DOR # 132293 RECEIVED 06/01/2009.
OWNERSHIP UPDATE TYPE DOR # 130619 RECEIVED 11/19/2010.