

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:** 41A 94503-00 STATEMENT OF CLAIM

**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** VICTORIA E ZOELLNER  
% TIM CLARK  
PO BOX 240025  
DELL, MT 59724-0025  
  
CANYON RANCH SOUTH  
% TIM CLARK  
PO BOX 240025  
DELL, MT 59724-0025

**Priority Date:** OCTOBER 14, 1886

**Enforceable Priority Date:** OCTOBER 14, 1886

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 4.00 CFS

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

**Climatic Area:** 5 - LOW

**Maximum Acres:** 390.00

**Source Name:** BIG SHEEP 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         |                 | SWNE           | 34         | 14S        | 10W        | BEAVERHEAD    |

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

**Diversion Means:** HEADGATE

|   |  |      |    |     |     |            |
|---|--|------|----|-----|-----|------------|
| 2 |  | NESE | 34 | 14S | 10W | BEAVERHEAD |
|---|--|------|----|-----|-----|------------|

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

**Diversion Means:** HEADGATE

|   |  |       |    |     |     |            |
|---|--|-------|----|-----|-----|------------|
| 3 |  | NWSNW | 11 | 15S | 10W | BEAVERHEAD |
|---|--|-------|----|-----|-----|------------|

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

**Diversion Means:** HEADGATE

**Period of Use:** JUNE 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         | 25.00        |                 | NESE           | 27         | 14S        | 10W        | BEAVERHEAD    |
| 2         | 40.00        |                 | SESE           | 27         | 14S        | 10W        | BEAVERHEAD    |
| 3         | 35.00        |                 | NENE           | 34         | 14S        | 10W        | BEAVERHEAD    |
| 4         | 40.00        |                 | SENE           | 34         | 14S        | 10W        | BEAVERHEAD    |
| 5         | 40.00        |                 | NESE           | 34         | 14S        | 10W        | BEAVERHEAD    |
| 6         | 40.00        |                 | SESE           | 34         | 14S        | 10W        | BEAVERHEAD    |
| 7         | 10.00        |                 | SWNW           | 35         | 14S        | 10W        | BEAVERHEAD    |
| 8         | 15.00        |                 | NWSW           | 35         | 14S        | 10W        | BEAVERHEAD    |
| 9         | 15.00        |                 | SWSW           | 35         | 14S        | 10W        | BEAVERHEAD    |
| 10        | 20.00        | 4               | NWNW           | 2          | 15S        | 10W        | BEAVERHEAD    |
| 11        | 20.00        |                 | SWNW           | 2          | 15S        | 10W        | BEAVERHEAD    |
| 12        | 15.00        |                 | NWSW           | 2          | 15S        | 10W        | BEAVERHEAD    |
| 13        | 10.00        |                 | SWSW           | 2          | 15S        | 10W        | BEAVERHEAD    |
| 14        | 35.00        | 1               | NENE           | 3          | 15S        | 10W        | BEAVERHEAD    |
| 15        | 20.00        |                 | SENE           | 3          | 15S        | 10W        | BEAVERHEAD    |
| 16        | 10.00        |                 | NWNW           | 11         | 15S        | 10W        | BEAVERHEAD    |

**Total:** 390.00

|                        |                             |                             |
|------------------------|-----------------------------|-----------------------------|
| <b>Geocodes/Valid:</b> | 18-0010-02-3-01-01-0000 - Y | 18-0010-03-1-01-01-0000 - Y |
|                        | 18-0010-11-1-01-01-0000 - Y | 18-0027-27-4-01-01-0000 - Y |
|                        | 18-0027-34-1-01-01-0000 - Y | 18-0027-35-2-01-01-0000 - Y |

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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.

94501-00    94502-00    94503-00

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE.

72375-00    94501-00    94502-00    94503-00

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.

94503-00    94509-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/31/1988.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 24564 RECEIVED 06/21/2005.

OWNERSHIP UPDATE TYPE 608 # 85136 RECEIVED 03/11/2011.

OWNERSHIP UPDATE TYPE DOR # 138451 RECEIVED 11/20/2015.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 160 MINER'S INCHES DECREED IN CASE NO. 3808, BEAVERHEAD COUNTY. 41A 94503-00, 41A 94509-00, 41A 180184-00.