

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 94759-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** HILDRETH LIVESTOCK CO  
324 E COURT ST  
DILLON, MT 59725-2709

**Priority Date:** AUGUST 25, 1948  
**Enforceable Priority Date:** AUGUST 25, 1948

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION  
**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 2.00 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:** 156.50

**Source Name:** SPRING, UNNAMED TRIBUTARY OF MEDICINE LODGE CREEK  
**Source Type:** SURFACE WATER

SOURCE IS COMPOSED OF FOUR UNDEVELOPED SPRINGS WITHIN THE POINT OF DIVERSION LEGAL LAND DESCRIPTION.

**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		SWNESW	13	13S	12W	BEAVERHEAD

**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**Diversion Means:** DRAIN DITCH  
**Ditch Name:** DRAIN DITCH #1

2		NWSWSW	13	13S	12W	BEAVERHEAD
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**Diversion Means:** DRAIN DITCH  
**Ditch Name:** DRAIN DITCH #1

WATER DIVERTED FROM UNNAMED SPRINGS COLLECTED IN DRAIN DITCH #1 IS CONVEYED TO MEDICINE LODGE CREEK WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE SWNESE SEC 11 TWP 13S RGE 12W BEAVERHEAD COUNTY.

WATER COLLECTED IN DRAIN DITCH #1 IN THE SW SEC 13 TWP 13S RGE 12W BEAVERHEAD COUNTY

**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	9.50		S2SWNE	11	13S	12W	BEAVERHEAD
2	21.50		SENE	11	13S	12W	BEAVERHEAD
3	18.00		NESE	11	13S	12W	BEAVERHEAD
4	20.00		NWSE	11	13S	12W	BEAVERHEAD
5	4.50		E2SESE	11	13S	12W	BEAVERHEAD
6	7.00		NENESW	11	13S	12W	BEAVERHEAD
7	2.00		SESWSW	12	13S	12W	BEAVERHEAD
8	12.00		W2SWSW	12	13S	12W	BEAVERHEAD
9	3.50		W2NENW	13	13S	12W	BEAVERHEAD
10	17.00		NWNW	13	13S	12W	BEAVERHEAD
11	6.00		W2SENE	13	13S	12W	BEAVERHEAD
12	6.00		E2SWNW	13	13S	12W	BEAVERHEAD
13	7.50		W2NESW	13	13S	12W	BEAVERHEAD
14	22.00		NWSW	13	13S	12W	BEAVERHEAD
<b>Total:</b>	<b>156.50</b>						

**Geocodes/Valid:** 18-0042-11-3-01-01-0000 - Y 18-0042-12-3-03-02-0000 - Y  
18-0042-13-2-01-01-0000 - 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.

94755-00 94756-00 94757-00 94758-00 94759-00 94760-00 94762-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/28/2012: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

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

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 25 TO OCTOBER 5.