

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 95526-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: WATER USERS IRRIGATION CO
PO BOX 1046
DILLON, MT 59725

Priority Date: JUNE 1, 1934

Enforceable Priority Date: JUNE 1, 1934

Type of Historical Right: USE

Purpose (use): SALE

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Maximum Volume: 167,840.00 AC-FT

Source Name: RED ROCK 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		SWNWSW	32	13S	6W	BEAVERHEAD

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

WATER RELEASED FROM LIMA RESERVOIR USES RED ROCK RIVER AS A NATURAL CARRIER TO CONVEY WATER TO THE PLACE OF USE.

Reservoir: ON STREAM **Reservoir Name** LIMA RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWNWSW	32	13S	6W	BEAVERHEAD

Diversion to Reservoir: DIVERSION # 1

Current Capacity: 84,025.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

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>
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PLACE OF USE HAS BEEN AMENDED TO THE FOLLOWING GENERAL SERVICE AREA

- TWP RGE COUNTY
- 10S 10W BEAVERHEAD
- 11S 10W BEAVERHEAD
- 11S 10W BEAVERHEAD
- 12S 10W BEAVERHEAD
- 12S 9W BEAVERHEAD
- 13S 9W BEAVERHEAD
- 13S 8W BEAVERHEAD
- 13S 7W BEAVERHEAD
- 14S 9W BEAVERHEAD
- 14S 8W BEAVERHEAD
- 14S 7W BEAVERHEAD
- 14S 5W BEAVERHEAD
- 14S 6W BEAVERHEAD

THE GENERAL SERVICE AREA IS THE AREA SERVED BY THE WATER USERS IRRIGATION COMPANY FROM LIMA RESERVOIR.

Geocodes/Valid: -- NO VALID GEOCODES --

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/09/2012: PURPOSE, VOLUME, POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 05/06/1996.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 41A 95525-00.

PARENT FILE FOR THIS RIGHT IS 41A 95525-00.

CONVEYANCE OF WATER TO ALL OF THE GENERAL SERVICE AREA IS IMPROBABLE.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED. 41A 95526-00, 41A 95528-00.

IT APPEARS THAT THE CLAIMED PERIOD OF USE EXCEEDS THE HISTORICAL PERIOD OF USE FOR DISTRIBUTED WATER FROM LIMA RESERVOIR.

THE GENERAL SERVICE AREA APPEARS TO EXPAND THE LOCATION OF THE HISTORICAL USE OF WATER.

BASIN 41B AND A PORTION OF THE STATE OF IDAHO ARE INCLUDED IN THE GENERAL SERVICE AREA.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON RED ROCK RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 576, BEAVERHEAD COUNTY.

AFFIDAVIT INFORMATION IN THE CLAIM FILE INDICATES THE CLAIMED VOLUME EXCEEDS THE CAPACITY OF THE RESERVOIR.