

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:** 41C 100941-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** MILLER CATTLE CO  
PO BOX 184  
ALDER, MT 59710-0184

**Priority Date:** APRIL 30, 1865  
**Enforceable Priority Date:** APRIL 30, 1865

**Type of Historical Right:** DECREED

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

**Maximum Flow Rate:** 1.25 CFS

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

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 129.00

**Source Name:** RUBY 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		NENENW	28	6S	4W	MADISON

**Period of Diversion:** APRIL 1 TO NOVEMBER 4

**Diversion Means:** HEADGATE

**Ditch Name:** PHILLIPS DITCH NO. 1

2		SWNESW	21	6S	4W	MADISON
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**Period of Diversion:** APRIL 1 TO NOVEMBER 4

**Diversion Means:** HEADGATE

**Ditch Name:** PHILLIPS DITCH NO. 2

DITCH NAME FOR DIVERSION NO. 2 IS: PHILLIPS DITCH NO. 2

DITCH NAME FOR DIVERSION NO. 01 IS: PHILLIPS DITCH NO. 1

**Period of Use:** APRIL 1 to NOVEMBER 4

**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	36.00		NENE	20	6S	4W	MADISON
2	93.00		W2	21	6S	4W	MADISON
<b>Total:</b>	129.00						

**Geocodes/Valid:** 25-0420-20-1-01-02-0000 - Y      25-0420-21-2-01-02-0000 - Y  
25-0420-21-2-01-05-0000 - Y      25-0420-21-2-01-10-0000 - Y  
25-0420-21-2-01-15-0000 - Y      25-0420-21-3-01-01-0000 - Y  
25-0420-21-3-02-01-0000 - Y      25-0420-21-4-01-20-0000 - Y

**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.

100941-00    100944-00

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

**OWNERSHIP UPDATE RECEIVED**

**Remarks:**

OWNERSHIP UPDATE TYPE 608 # 12214 RECEIVED 01/06/2004.