

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: 40A 110031-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: MCFARLAND WHITE RANCH INC
PO BOX 235
TWO DOT, MT 59085-0235

THIS CLAIM AND THE CLAIM NUMBERS LISTED FOLLOWING THIS STATEMENT CLAIM OVERLAPPING PLACES OF USE. THE WATER COURT DECREES THIS RIGHT AND MAKES ALL CLAIMS A MATTER OF RECORD. W189754-00, W189755-00, W189756-00, W189757-00, W189758-00, W189759-00.

Priority Date: NOVEMBER 17, 1899

Enforceable Priority Date: NOVEMBER 17, 1899

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 2.13 CFS

Maximum Volume: 154.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 56.20

Source Name: BIG ELK 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		SESWNE	12	6N	12E	WHEATLAND

Period of Diversion: APRIL 15 TO OCTOBER 4

Diversion Means: HEADGATE

Period of Use: APRIL 15 to OCTOBER 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	26.00		N2NE	6	6N	13E	WHEATLAND
2	25.20		N2NW	5	6N	13E	WHEATLAND
3	5.00		S2SESW	32	7N	13E	WHEATLAND
Total:	56.20						

Geocodes/Valid: 44-1507-05-1-01-01-0000 - Y 44-1507-06-4-01-01-0000 - 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.

110016-00 110022-00 110024-00 110025-00 110027-00 110028-00 110031-00
145870-00 145871-00 145875-00

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

THE PLACE OF USE IN SEC 05 TWP 06N RGE 13E IS MORE SPECIFICALLY DEFINED AS GOVERNMENT LOTS 3, 4, 5 AND 6. THE PLACE OF USE IN SEC 06 TWP 06N RGE 13E IS MORE SPECIFICALLY DEFINED AS GOVERNMENT LOTS 7, 8, 9 & 10.