

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: 76H 119992-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: CARLTON CREEK IRRIGATION CO
% TOM MACLAY
17005 OLD HWY 93
FLORENCE, MT 59833

Priority Date: AUGUST 31, 1889

Enforceable Priority Date: AUGUST 31, 1889

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate:

NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVIOR.

Maximum Volume: 40.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 1,272.00

Source Name: CARLTON 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		NESE	27	11N	21W	MISSOULA

Period of Diversion: JULY 1 TO NOVEMBER 30

Diversion Means: DAM

CARLTON CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER RELEASED FROM LITTLE CARLTON LAKE TO SECONDARY POINTS OF DIVERSION LOCATED IN THE SENESE SEC 33, NWSESE SEC 33, SWSWSE SEC 33, SESWNW SEC 34, SWSENW SEC 34, SENWNE SEC 34, NENENE SEC 34, NWNWNW SEC 35, ALL IN TWP 11N RGE 20W, MISSOULA COUNTY.

DITCH NAME: SCHMITZ DITCH (STORAGE)

DITCH NAME: UPPER MACLAY DITCH (STORAGE)

DITCH NAME: RHODES DITCH (STORAGE)

DITCH NAME: BOAST DITCH (STORAGE)

DITCH NAME: UPPER WALKER DITCH (STORAGE)

DITCH NAME: LOWER WALKER DITCH (STORAGE)

DITCH NAME: CHARBONO-RISHEL DITCH (STORAGE)

DITCH NAME: RUMMEL DITCH (STORAGE)

Reservoir: ON STREAM **Reservoir Name** LITTLE CARLTON LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESE	27	11N	21W	MISSOULA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 15.00 FEET

Surface Area: 5.00 ACRES

Current Capacity: 40.00 ACRE-FEET

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

Period of Use: JULY 1 to NOVEMBER 30

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	160.00		SW	14	11N	20W	MISSOULA
2	155.00		SE	15	11N	20W	MISSOULA
3	10.00		E2SESW	15	11N	20W	MISSOULA
4	113.00		NE	22	11N	20W	MISSOULA
5	3.00		E2SESENW	22	11N	20W	MISSOULA
6	135.00		SE	22	11N	20W	MISSOULA
7	25.00		E2SW	22	11N	20W	MISSOULA
8	140.00		NW	23	11N	20W	MISSOULA
9	7.00		NWSWSE	23	11N	20W	MISSOULA
10	5.00		W2W2NWSE	23	11N	20W	MISSOULA
11	3.00		SESW	23	11N	20W	MISSOULA
12	16.00		SESW	23	11N	20W	MISSOULA
13	20.00		NWNW	26	11N	20W	MISSOULA
14	40.00		SWNW	26	11N	20W	MISSOULA
15	40.00		NWSW	26	11N	20W	MISSOULA
16	22.00		NESW	26	11N	20W	MISSOULA
17	11.00		N2SW	26	11N	20W	MISSOULA
18	75.00		W2NE	27	11N	20W	MISSOULA
19	47.00		E2NW	27	11N	20W	MISSOULA
20	80.00		W2SE	27	11N	20W	MISSOULA
21	16.00		NESW	27	11N	20W	MISSOULA
22	32.00		SESW	27	11N	20W	MISSOULA
23	2.00		SENWSW	27	11N	20W	MISSOULA
24	7.00		NESWSW	27	11N	20W	MISSOULA
25	18.00		NWNE	34	11N	20W	MISSOULA
26	20.00		SWNE	34	11N	20W	MISSOULA
27	50.00		E2NW	34	11N	20W	MISSOULA
28	20.00		E2NENW	3	10N	20W	RAVALLI
Total:	1,272.00						

Geocodes/Valid: -- NO VALID GEOCODES --

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.

119992-00 119993-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/08/90: PLACE OF USE, VOLUME, MAXIMUM ACRES.

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

WHEN THIS CLAIM WAS ORIGINALLY DECREED, THE PERIOD OF DIVERSION WAS NOT INCLUDED AS AN ELEMENT OF THE CLAIM. IN 2008, THE PERIOD OF DIVERSION ELEMENT WAS ADDED TO ALL CLAIM ABSTRACTS. IT IS NOT CERTAIN IF THE PERIOD OF DIVERSION DATES ADDED TO THIS CLAIM ACCURATELY REFLECT THE HISTORICAL PERIOD OF DIVERSION. MORE INFORMATION IS REQUIRED.