

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:** 41I 130134-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** CATLIN RANCH LP  
3660 HWY 12 W  
WHITE SULPHUR SPRINGS, MT 59645

**Priority Date:** MAY 26, 1887  
**Enforceable Priority Date:** MAY 26, 1887

**Type of Historical Right:** FILED

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

**Maximum Flow Rate:** 2.50 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:** 380.00

**Source Name:** UNNAMED TRIBUTARY OF BADGER CREEK  
**Source Type:** SURFACE WATER  
ALSO KNOWN AS MURRAY CREEK

**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		N2SENESE	20	7N	6E	MEAGHER

**Period of Diversion:** APRIL 15 TO OCTOBER 15  
**Diversion Means:** HEADGATE  
**Ditch Name:** KESSELHEIM DITCHES

2		S2SENESE	20	7N	6E	MEAGHER
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**Period of Diversion:** APRIL 15 TO OCTOBER 15  
**Diversion Means:** HEADGATE

DITCH NAME: KESSELHEIM DITCHES

BADGER CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM UNNAMED TRIBUTARY OF BADGER CREEK TO THE POINTS OF DIVERSION.

**Period of Use:** APRIL 15 to OCTOBER 15

**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	56.00		NE	29	7N	6E	MEAGHER
2	137.00		NW	28	7N	6E	MEAGHER
3	8.00		N2NESW	28	7N	6E	MEAGHER
4	140.00		NE	28	7N	6E	MEAGHER
5	39.00		N2N2SE	28	7N	6E	MEAGHER
<b>Total:</b>	<b>380.00</b>						

**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.

130129-00 130130-00 130131-00 130132-00 130133-00 130134-00 130135-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/12/86.

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**Remarks:**

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/22/84.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/13/91.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 13251 RECEIVED 03/18/2004.

THE TIMELY FILED OBJECTION OF THE UNITED STATES OF AMERICA WAS AMENDED BY AGREEMENT OF THE PARTIES TO INCLUDE PERIOD OF USE, POINT OF DIVERSION AND SOURCE. BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

THE MEAGHER COUNTY WATER RESOURCES SURVEY (1950) APPEARS TO INDICATE 100.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.