

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 211604-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE
Late Claim: B

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

Priority Date: JUNE 15, 1900

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 12/02/85 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 6.58 CFS

Maximum Volume: 2,280.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 1,061.20

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		SENE SW	26	8N	13E	WHEATLAND

Period of Diversion: APRIL 15 TO OCTOBER 9

Diversion Means: HEADGATE

2		NESE NW	35	8N	13E	WHEATLAND
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Period of Diversion: APRIL 15 TO OCTOBER 9

Diversion Means: PUMP

3		NWNENW	2	7N	13E	WHEATLAND
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Period of Diversion: APRIL 15 TO OCTOBER 9

Diversion Means: PUMP

4		NWSWSE	2	7N	13E	WHEATLAND
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Period of Diversion: APRIL 15 TO OCTOBER 9

Diversion Means: HEADGATE

5		SESW SW	12	7N	13E	WHEATLAND
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Period of Diversion: APRIL 15 TO OCTOBER 9

Diversion Means: HEADGATE

Period of Use: APRIL 15 to OCTOBER 9

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	45.00		N2	2	7N	13E	WHEATLAND
2	172.00		E2	35	8N	13E	WHEATLAND
3	119.00		SW	35	8N	13E	WHEATLAND
4	20.00		NW	35	8N	13E	WHEATLAND
5	65.00		E2	34	8N	13E	WHEATLAND
6	112.20		N2	36	8N	13E	WHEATLAND
7	34.00		SW	25	8N	13E	WHEATLAND
8	65.00		SE	25	8N	13E	WHEATLAND
9	70.00		NW	25	8N	13E	WHEATLAND
10	56.00		NE	25	8N	13E	WHEATLAND
11	188.00		S2	26	8N	13E	WHEATLAND

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
12	35.00			NE	26	8N	13E	WHEATLAND
13	80.00			S2	24	8N	13E	WHEATLAND
Total:	1,061.20							

Geocodes/Valid:	44-1603-02-1-01-01-0000 - Y	44-1704-24-4-01-01-0000 - Y
	44-1704-25-1-01-01-0000 - Y	44-1704-26-1-01-01-0000 - Y
	44-1704-26-4-01-01-0000 - Y	44-1704-34-1-01-01-0000 - Y
	44-1704-35-2-01-01-0000 - Y	

Remarks:

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 92231 RECEIVED 12/15/2010.

CLAIM WAS NOT INCLUDED IN THE BASIN 40A TEMPORARY PRELIMINARY DECREE ISSUED 05/07/85. CLAIM FILED LATE 12/02/85 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.