

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: 41B 88496-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: MATADOR CATTLE CO
9500 BLACKTAIL RD
DILLON, MT 59725-9552

Priority Date: MAY 7, 1906
Enforceable Priority Date: MAY 7, 1906

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 2.00 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: 1,951.00

Source Name: SPRING, UNNAMED TRIBUTARY OF SHEEP CREEK
Source Type: SURFACE WATER

ALSO KNOWN AS RASH SPRING

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		NESWSE	7	8S	8W	BEAVERHEAD

Period of Diversion: MAY 1 TO OCTOBER 15
Diversion Means: HEADGATE

2		SWNESW	5	9S	8W	BEAVERHEAD
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Period of Diversion: MAY 1 TO OCTOBER 15
Diversion Means: HEADGATE

3		SWNESE	7	9S	8W	BEAVERHEAD
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Period of Diversion: MAY 1 TO OCTOBER 15
Diversion Means: HEADGATE

4		SWNWNW	8	9S	8W	BEAVERHEAD
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Period of Diversion: MAY 1 TO OCTOBER 15
Diversion Means: HEADGATE

5		SWNENW	18	9S	8W	BEAVERHEAD
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Period of Diversion: MAY 1 TO OCTOBER 15
Diversion Means: HEADGATE

6		SWSESE	32	9S	8W	BEAVERHEAD
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Period of Diversion: MAY 1 TO OCTOBER 15
Diversion Means: HEADGATE

WATER DIVERTED FROM RASH SPRING IS CONVEYED TO SHEEP CREEK WHICH IS USED AS A NATURAL CARRIER TO CONVEY WATER TO THE PLACE OF USE.

Period of Use: MAY 1 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	38.00		NE	29	8S	8W	BEAVERHEAD
2	80.00		NW	29	8S	8W	BEAVERHEAD
3	72.00		SE	29	8S	8W	BEAVERHEAD
4	160.00		SW	29	8S	8W	BEAVERHEAD
5	40.00		NE	30	8S	8W	BEAVERHEAD
6	42.00		NW	30	8S	8W	BEAVERHEAD
7	84.00		SE	30	8S	8W	BEAVERHEAD

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
8	16.00		NE	31	8S	8W	BEAVERHEAD
9	22.00		SE	31	8S	8W	BEAVERHEAD
10	86.00		NE	32	8S	8W	BEAVERHEAD
11	160.00		NW	32	8S	8W	BEAVERHEAD
12	68.00		SE	32	8S	8W	BEAVERHEAD
13	160.00		SW	32	8S	8W	BEAVERHEAD
14	160.00		NE	5	9S	8W	BEAVERHEAD
15	105.00		NW	5	9S	8W	BEAVERHEAD
16	65.00		SE	5	9S	8W	BEAVERHEAD
17	115.00		SW	5	9S	8W	BEAVERHEAD
18	150.00		NE	6	9S	8W	BEAVERHEAD
19	16.00		NW	6	9S	8W	BEAVERHEAD
20	160.00		SE	6	9S	8W	BEAVERHEAD
21	10.00		SW	6	9S	8W	BEAVERHEAD
22	100.00		NE	7	9S	8W	BEAVERHEAD
23	12.00		SE	7	9S	8W	BEAVERHEAD
24	30.00		NW	8	9S	8W	BEAVERHEAD
Total:	1,951.00						

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.

88197-00	88198-00	88207-00	88209-00	88473-00	88474-00	88475-00
88476-00	88477-00	88478-00	88479-00	88480-00	88481-00	88482-00
88483-00	88484-00	88485-00	88486-00	88488-00	88489-00	88492-00
88493-00	88494-00	88496-00	88497-00	88498-00	88499-00	88500-00
88501-00	88502-00	88504-00	88510-00	88530-00	88536-00	88537-00
88545-00	88547-00	88548-00	88549-00	88550-00	88551-00	88552-00
88576-00	88577-00	88578-00	88580-00	88581-00	88582-00	88584-00
88585-00	88589-00	88590-00	88591-00	88592-00	88593-00	88594-00
88595-00	88596-00	88599-00	132441-00	132442-00	132443-00	132444-00
132445-00	132446-00					

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/01/2009: POINT OF DIVERSION, MEANS OF DIVERSION, MEANS OF CONVEYANCE, MAXIMUM ACRES, PLACE OF USE.

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

USDA AERIAL PHOTOGRAPH NO(S). 779-246, 779-248 , DATED 09/17/1979 , APPEARS TO INDICATE 1537.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). CXM-2FF-80, CXM-2FF-78 , DATED 07/31/1965 , APPEARS TO INDICATE 1643.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.