

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 88878-00 STATEMENT OF CLAIM
Version: 5 -- POST DECREE

Version Status: ACTIVE

Owners: GEODUCK LAND & CATTLE LLC
1910 FAIRVIEW AVE E STE 500
SEATTLE, WA 98102-3698

Priority Date: MAY 1, 1919

Enforceable Priority Date: MAY 1, 1919

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 37.50 CFS

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

Maximum Acres: 1,426.20

Source Name: BEAVERHEAD RIVER

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 - SECONDARY		SWSWNE	29	5S	7W	BEAVERHEAD

Period of Diversion: MAY 1 TO JULY 15

Diversion Means: HEADGATE

Ditch Name: CHARLTON SLOUGH

2		NWNWNE	31	5S	7W	BEAVERHEAD
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Period of Diversion: MAY 1 TO JULY 15

Diversion Means: HEADGATE

Ditch Name: STAUDAHER EAST SIDE DITCH

3		NWSWNW	31	5S	7W	BEAVERHEAD
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Period of Diversion: MAY 1 TO JULY 15

Diversion Means: HEADGATE

Ditch Name: STAUDAHER WEST SIDE DITCH

4		SENWNW	1	6S	8W	BEAVERHEAD
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Period of Diversion: MAY 1 TO JULY 15

Diversion Means: HEADGATE

Ditch Name: BROWN DITCH NO. 1

5		NESWNW	14	6S	8W	BEAVERHEAD
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Period of Diversion: MAY 1 TO JULY 15

Diversion Means: HEADGATE

Ditch Name: STAUDAHER DITCH

6		NWNENE	22	6S	8W	BEAVERHEAD
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Period of Diversion: MAY 1 TO JULY 15

Diversion Means: HEADGATE

Ditch Name: STAUDAHER-BISHOP DITCH

THE WATER RIGHTS FOLLOWING THIS STATEMENT HAVE BEEN COMMINGLED IN THE VARIOUS POINTS OF DIVERSION FOR USE ON CLAIMANT'S TOTAL OF 1848.2 ACRES. 41B 88878-00, 41B 88884-00, 41B 88885-00, 41B 88892-00, 41B 88893-00, 41B 88895-00.

Period of Use: MAY 1 to JULY 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	2.20		SWSESE	20	5S	7W	BEAVERHEAD
2	6.00		SESWSE	20	5S	7W	BEAVERHEAD
3	13.00		S2SESW	21	5S	7W	BEAVERHEAD
4	40.00		NENW	28	5S	7W	BEAVERHEAD
5	27.00		SENW	28	5S	7W	BEAVERHEAD
6	18.00		E2W2NW	28	5S	7W	BEAVERHEAD
7	35.00		N2SE	28	5S	7W	BEAVERHEAD
8	37.00		NESW	28	5S	7W	BEAVERHEAD
9	28.00		NWSW	28	5S	7W	BEAVERHEAD
10	24.00		SESW	28	5S	7W	BEAVERHEAD
11	35.00		SWSW	28	5S	7W	BEAVERHEAD
12	7.00		NENE	29	5S	7W	BEAVERHEAD
13	27.00		SENE	29	5S	7W	BEAVERHEAD
14	74.00		W2NE	29	5S	7W	BEAVERHEAD
15	4.00		S2NENW	29	5S	7W	BEAVERHEAD
16	2.00		NWNW	29	5S	7W	BEAVERHEAD
17	0.50		SENWNW	29	5S	7W	BEAVERHEAD
18	35.00		SENW	29	5S	7W	BEAVERHEAD
19	5.50		E2SWNW	29	5S	7W	BEAVERHEAD
20	1.00		NWNESE	29	5S	7W	BEAVERHEAD
21	21.00		NWSE	29	5S	7W	BEAVERHEAD
22	40.00		NESW	29	5S	7W	BEAVERHEAD
23	36.00		NWSW	29	5S	7W	BEAVERHEAD
24	11.00		N2SESW	29	5S	7W	BEAVERHEAD
25	10.00		N2SWSW	29	5S	7W	BEAVERHEAD
26	2.00		SESENE	30	5S	7W	BEAVERHEAD
27	8.00		E2E2SE	30	5S	7W	BEAVERHEAD
28	5.00		NENE	31	5S	7W	BEAVERHEAD
29	15.00		S2NWNE	31	5S	7W	BEAVERHEAD
30	25.00		SENE	31	5S	7W	BEAVERHEAD
31	40.00		SWNE	31	5S	7W	BEAVERHEAD
32	10.00		S2NENW	31	5S	7W	BEAVERHEAD
33	40.00		SENW	31	5S	7W	BEAVERHEAD
34	28.00		SWNW	31	5S	7W	BEAVERHEAD
35	311.00		S2	31	5S	7W	BEAVERHEAD
36	11.00		S2NENE	32	5S	7W	BEAVERHEAD
37	6.00		S2NWNE	32	5S	7W	BEAVERHEAD
38	3.00		NWSENE	32	5S	7W	BEAVERHEAD
39	27.00		SWNE	32	5S	7W	BEAVERHEAD
40	29.00		NENW	32	5S	7W	BEAVERHEAD
41	31.00		NWNW	32	5S	7W	BEAVERHEAD
42	40.00		SENW	32	5S	7W	BEAVERHEAD
43	39.00		SWNW	32	5S	7W	BEAVERHEAD
44	4.00		NWNWSE	32	5S	7W	BEAVERHEAD
45	33.00		NESW	32	5S	7W	BEAVERHEAD
46	39.00		NWSW	32	5S	7W	BEAVERHEAD
47	2.00		NWSESW	32	5S	7W	BEAVERHEAD
48	26.00		SWSW	32	5S	7W	BEAVERHEAD
49	9.00		NWNW	33	5S	7W	BEAVERHEAD
50	4.00		NWNWNE	6	6S	7W	BEAVERHEAD
51	31.00		NENW	6	6S	7W	BEAVERHEAD
52	39.00		NWNW	6	6S	7W	BEAVERHEAD
53	27.00		SWNW	6	6S	7W	BEAVERHEAD
54	3.00		NWNWSW	6	6S	7W	BEAVERHEAD

Total: 1,426.20

Geocodes/Valid:	18-0416-06-2-01-01-0000 - Y	18-0503-20-3-01-01-0000 - Y
	18-0503-28-2-01-01-0000 - Y	18-0503-29-3-01-01-0000 - Y
	18-0503-30-1-01-01-0000 - Y	18-0503-31-1-01-01-0000 - Y
	18-0503-32-1-01-01-0000 - Y	18-0503-33-3-02-01-0000 - Y

Remarks:

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.

88878-00 88880-00 88881-00 88882-00 88884-00 88885-00 88892-00
88893-00 88895-00 30052610

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/14/2000: PLACE OF USE AND MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/6/2006 IN PROCEEDINGS FOR CERTIFICATION CASE WC 2004-03: MAXIMUM ACRES, PLACE OF USE, POINT OF DIVERSION, AND MEANS OF DIVERSION.

APPLICATION TO CHANGE THE PLACE OF USE RECEIVED 11/14/2000. SEE 41B-0G(W)088878-99.

WATER FROM THE BEAVERHEAD RIVER IS DIVERTED IN THE NWNWNE OF SECTION 31, T5S, R7W AND IS CONVEYED TO CHARLTON SLOUGH BY MEANS OF STAUDAHER EAST SIDE DITCH. THE WATER IS THEN CONVEYED THROUGH CHARLTON SLOUGH TO A SECONDARY POINT OF DIVERSION LOCATED IN THE SWSWNE OF SECTION 29, T5S, R7W.

IMPLIED CLAIM NO. 41B 30052610 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/06/1999.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/28/1989.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 09/22/1993.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 47692 RECEIVED 03/09/2007.

OWNERSHIP UPDATE TYPE 608 # 47697 RECEIVED 07/18/2007.