

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:** 411 89113-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** MONTANA ENVIRONMENTAL CUSTODIAL TRUST  
MONTANA ENVIRONMENTAL TRUST GROUP LLC TRUSTEE  
PO BOX 1390  
HELENA, MT 59624-1390

**Priority Date:** MAY 1, 1868

**Enforceable Priority Date:** MAY 1, 1868

**Type of Historical Right:** USE

**Purpose (use):** STOCK

**Maximum Flow Rate:**

NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM.

**Maximum Volume:** THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

**Source Name:** PRICKLY PEAR 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		NWSE	25	10N	3W	LEWIS AND CLARK

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

2		SENWSE	25	10N	3W	LEWIS AND CLARK
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** WILDCAT DITCH

3		NESWSE	25	10N	3W	LEWIS AND CLARK
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** STOCKBURGER DITCH

DITCH NAME FOR DIVERSION NO. 3 IS: STOCKBURGER DITCH

DITCH NAME FOR DIVERSION NO. 2 IS: WILDCAT DITCH

**Period of Use:** JANUARY 1 to DECEMBER 31

THIS RIGHT IS LIMITED TO HIGH OR FLOOD WATERS OF PRICKLY PEAR CREEK.

**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			SESE	24	10N	3W	LEWIS AND CLARK
2			NE	25	10N	3W	LEWIS AND CLARK
3			NWSE	25	10N	3W	LEWIS AND CLARK

**Geocodes/Valid:** 05-1888-24-4-01-01-0000 - Y      05-1888-25-1-01-01-0000 - Y  
05-1888-25-4-40-01-0000 - Y

**Remarks:**

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

89110-00      89113-00

**Remarks:**

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

ADDRESS ALL QUESTIONS AND INQUIRIES TO HOLLAND AND HART, ATTORNEYS, SUITE 1400, 175 N 27TH ST, BILLINGS MT 59101.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/18/91.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/22/94.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 85048 RECEIVED 12/10/2009.