

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: 41A 94760-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: HILDRETH LIVESTOCK CO
324 E COURT ST
DILLON, MT 59725-2709

Priority Date: AUGUST 26, 1951
Enforceable Priority Date: AUGUST 26, 1951

Type of Historical Right: USE

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: 5 - LOW

Maximum Acres: 195.50

Source Name: SPRING, UNNAMED TRIBUTARY OF MEDICINE LODGE CREEK
Source Type: GROUNDWATER

SOURCE IS COMPOSED OF 4 DEVELOPED SPRINGS WITHIN THE POINT OF DIVERSION LEGAL LAND DESCRIPTION.

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		NESWNW	13	13S	12W	BEAVERHEAD

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: DRAIN DITCH
Ditch Name: DRAIN DITCH #2

2		SWNWSW	13	13S	12W	BEAVERHEAD
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: DRAIN DITCH
Ditch Name: DRAIN DITCH #2

WATER DIVERTED FROM UNNAMED SPRINGS COLLECTED IN DRAIN DITCH #2 IS CONVEYED TO MEDICINE LODGE CREEK WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE SWNESE SEC 11 TWP 13S RGE 12W BEAVERHEAD COUNTY.

WATER COLLECTED IN DRAIN DITCH #2 IN THE W2 SEC 13 TWP 13S RGE 12W BEAVERHEAD COUNTY

Period of Use: JANUARY 1 to DECEMBER 31

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	16.50		S2SWNE	11	13S	12W	BEAVERHEAD
2	26.50		SENE	11	13S	12W	BEAVERHEAD
3	17.00		NESE	11	13S	12W	BEAVERHEAD
4	17.50		N2NWSE	11	13S	12W	BEAVERHEAD
5	12.00		E2SESE	11	13S	12W	BEAVERHEAD
6	7.00		NENESW	11	13S	12W	BEAVERHEAD
7	7.00		W2SWSW	12	13S	12W	BEAVERHEAD
8	18.00		NWNW	13	13S	12W	BEAVERHEAD
9	28.50		SWNW	13	13S	12W	BEAVERHEAD
10	9.00		W2NWSW	13	13S	12W	BEAVERHEAD
11	13.50		E2NENE	14	13S	12W	BEAVERHEAD
12	2.00		NWNENE	14	13S	12W	BEAVERHEAD
13	13.00		E2SENE	14	13S	12W	BEAVERHEAD
14	8.00		E2NESE	14	13S	12W	BEAVERHEAD
Total:	195.50						

Geocodes/Valid: 18-0042-11-3-01-01-0000 - Y 18-0042-13-2-01-01-0000 - Y
18-0042-14-4-01-01-0000 - Y

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.

94755-00 94756-00 94757-00 94758-00 94759-00 94760-00 94762-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/28/2012: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

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

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 25 TO OCTOBER 5.

USDA AERIAL PHOTOGRAPH NO(S). 879-195 , DATED 09/18/1979 , APPEARS TO INDICATE 173.22 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). CXM-5FF-112, CXM-5FF-114 , DATED 08/17/1965 , APPEARS TO INDICATE 175.30 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.