

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 95495-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: STIBAL RANCH LLC
935 S 72ND ST W
BILLINGS, MT 59106-3143

Priority Date: OCTOBER 12, 1908
Enforceable Priority Date: OCTOBER 12, 1908

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

THIS WATER RIGHT ALSO INCLUDES SUBIRRIGATION AS AN INCIDENTAL TYPE OF IRRIGATION.

Maximum Flow Rate:
NO FLOW RATED DECREED BECAUSE THIS USE CONSISTS OF WASTE AND SEEPAGE.

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: 289.50

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF WINSLOW 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 | | NESWNW | 16 | 14S | 3W | BEAVERHEAD |

Period of Diversion: APRIL 1 TO DECEMBER 31
Diversion Means: DITCH

Period of Use: APRIL 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 | 32.30 | | SWNE | 9 | 14S | 3W | BEAVERHEAD |
| 2 | 109.00 | | SE | 9 | 14S | 3W | BEAVERHEAD |
| 3 | 20.90 | | NESW | 9 | 14S | 3W | BEAVERHEAD |
| 4 | 78.10 | | S2SW | 9 | 14S | 3W | BEAVERHEAD |
| 5 | 8.80 | | NWSW | 10 | 14S | 3W | BEAVERHEAD |
| 6 | 40.40 | | SWSW | 10 | 14S | 3W | BEAVERHEAD |
| Total: | 289.50 | | | | | | |

Geocodes/Valid: 18-0034-09-1-01-01-0000 - Y 18-0034-10-2-01-01-0000 - 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.

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THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/11/2012: PLACE OF USE, MAXIMUM ACRES.

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 10/20/1982.

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 79378 RECEIVED 05/18/2009.

Remarks:

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS 04/25 TO 10/05.