

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: 40T 130010-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: FLOWEREE LAND & CATTLE CO LLC
4230 OESTERLE RD
HELENA, MT 59602

DOUBLE T BISON RANCH LLC
1395 S PLATTE RIVER DR
DENVER, CO 80223

Priority Date: SEPTEMBER 19, 1919

Enforceable Priority Date: SEPTEMBER 19, 1919

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 3.00 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: 83.00

Source Name: WILLOW 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		NWNWNW	13	37N	13W	GLACIER

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: HEADGATE

Period of Use: MAY 1 to OCTOBER 1

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	12.00		SWNW	7	37N	12W	GLACIER
2	34.00		NESE	12	37N	13W	GLACIER
3	20.00		SWSE	12	37N	13W	GLACIER
4	17.00		SESW	12	37N	13W	GLACIER
Total:	83.00						

Geocodes/Valid: 38-4944-12-3-02-01-0000 - Y 38-4944-12-4-01-01-0000 - Y
38-4945-07-2-03-01-0000 - Y

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 06/26/1990.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 94633 RECEIVED 09/30/2011.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 67.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 182-40 , DATED 09/06/1982 , APPEARS TO INDICATE 67.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

Remarks:

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE - MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.