

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:** 40J 30048577 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** SHALOM FARMS LLC  
14615 PARADISE VALLEY RD  
CHINOOK, MT 59523-9342

**Priority Date:** APRIL 21, 1899  
**Enforceable Priority Date:** APRIL 21, 1899

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 7.66 CFS

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

**Climatic Area:** 2 - MODERATELY HIGH

**Maximum Acres:** 201.50

**Source Name:** UNNAMED TRIBUTARY OF FORGEY 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		SWNENW	15	32N	23E	BLAINE

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

**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	4.00		SWNWSE	15	32N	23E	BLAINE
2	35.00		SWSE	15	32N	23E	BLAINE
3	62.50		E2SW	15	32N	23E	BLAINE
4	40.00		NWNE	22	32N	23E	BLAINE
5	7.00		N2SWNE	22	32N	23E	BLAINE
6	53.00		NENW	22	32N	23E	BLAINE
<b>Total:</b>	<b>201.50</b>						

**Geocodes/Valid:** -- NO VALID GEOCODES --

**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.

151979-00 151980-00 151981-00 151983-00 151985-00 30048577

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/13/1992: PLACE OF USE, MAXIMUM ACRES.

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

THIS SPLIT CLAIM WAS GENERATED BY THE DEPARTMENT BASED ON INFORMATION IN CLAIM 151980-00.

**OWNERSHIP UPDATE RECEIVED**

- OWNERSHIP UPDATE TYPE 641 # 71021 RECEIVED 05/28/2009.
- OWNERSHIP UPDATE TYPE 641 # 66959 RECEIVED 05/28/2009.
- OWNERSHIP UPDATE TYPE DOR # 112008 RECEIVED 04/19/2013.
- OWNERSHIP UPDATE TYPE DOR # 125182 RECEIVED 10/14/2014.

**Remarks:**

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 40J 151979-00, 40J 151980-00, 40J 151981-00, 151983-00, 151985-00, 40J 30048577.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 1 TO OCTOBER 31.

THE BLAINE COUNTY WATER RESOURCES SURVEY ( 1967 ) APPEARS TO INDICATE 149.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 678-184 , DATED 7/3/1981 , APPEARS TO INDICATE 175.50 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE SOURCE DESCRIBED ON THE FILED NOTICE OF APPROPRIATION IS INCONSISTENT WITH THE CLAIMED SOURCE.