

**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:** 43D 16995-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** ELLIS CATTLE CO  
18 ELLIS LN  
RED LODGE, MT 59068

**Priority Date:** DECEMBER 16, 1887  
**Enforceable Priority Date:** DECEMBER 16, 1887

**Type of Historical Right:** DECREED

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

**Maximum Flow Rate:** 5.71 CFS

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

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 530.00

**Source Name:** THIEL 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		NWSESW	34	6S	19E	CARBON
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 4						
<b>Diversion Means:</b> HEADGATE						
2		SESENW	3	7S	19E	CARBON
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 4						
<b>Diversion Means:</b> HEADGATE						
3		SESESW	3	7S	19E	CARBON
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 4						
<b>Diversion Means:</b> HEADGATE						
4		NWNWSW	16	7S	19E	CARBON
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 4						
<b>Diversion Means:</b> HEADGATE						

**Period of Use:** APRIL 1 to OCTOBER 4

**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	322.00			34	6S	19E	CARBON
2	35.00		SWNE	35	6S	19E	CARBON
3	80.00		S2NW	35	6S	19E	CARBON
4	30.00		NWSE	35	6S	19E	CARBON
5	49.00		N2SW	35	6S	19E	CARBON
6	14.00		N2NW	16	7S	19E	CARBON
<b>Total:</b>	<b>530.00</b>						

**Geocodes/Valid:** 10-0445-34-2-01-02-0000 - Y      10-0445-34-2-02-01-0001 - Y  
10-0445-35-3-01-01-0000 - 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.

16995-00    17002-00    17004-00    17005-00    17006-00    197756-00

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**Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/25/88: POINT OF DIVERSION, PLACE OF USE.

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

IMPLIED CLAIM NO. 30000591 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

AT THE TIME OF THE CLAIMED PRIORITY DATE, IT APPEARS THAT PART OF THE PLACE OF USE WAS PART OF AN INDIAN RESERVATION.