

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: 43QJ 24749-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: CANYON CREEK DITCH CO
1555 CAMPUS WAY STE F
BILLINGS, MT 59102

Priority Date: JULY 19, 1920

Enforceable Priority Date: JULY 19, 1920

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 250.00 CFS

THE FLOW RATE FOR THIS RIGHT IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURE AND THE CONVEYANCE SYSTEM.

Maximum Volume:

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 7,739.00

Source Name: YELLOWSTONE RIVER

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 | | SESENE | 30 | 2S | 24E | YELLOWSTONE |

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 1 to OCTOBER 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 | 40.00 | | NE | 25 | 1S | 25E | YELLOWSTONE |
| 2 | 123.00 | | NW | 23 | 1S | 25E | YELLOWSTONE |
| 3 | 80.00 | | NE | 23 | 1S | 25E | YELLOWSTONE |
| 4 | 140.00 | | SE | 23 | 1S | 25E | YELLOWSTONE |
| 5 | 118.00 | | SW | 23 | 1S | 25E | YELLOWSTONE |
| 6 | 105.00 | | NW | 26 | 1S | 25E | YELLOWSTONE |
| 7 | 138.00 | | NE | 26 | 1S | 25E | YELLOWSTONE |
| 8 | 53.00 | | SE | 26 | 1S | 25E | YELLOWSTONE |
| 9 | 140.00 | | SW | 26 | 1S | 25E | YELLOWSTONE |
| 10 | 80.00 | | SW | 22 | 1S | 25E | YELLOWSTONE |
| 11 | 70.00 | | SE | 22 | 1S | 25E | YELLOWSTONE |
| 12 | 150.00 | | NW | 27 | 1S | 25E | YELLOWSTONE |
| 13 | 90.00 | | NE | 27 | 1S | 25E | YELLOWSTONE |
| 14 | 150.00 | | SE | 27 | 1S | 25E | YELLOWSTONE |
| 15 | 100.00 | | SW | 27 | 1S | 25E | YELLOWSTONE |
| 16 | 150.00 | | NW | 34 | 1S | 25E | YELLOWSTONE |
| 17 | 150.00 | | NE | 34 | 1S | 25E | YELLOWSTONE |
| 18 | 105.00 | | NE | 28 | 1S | 25E | YELLOWSTONE |
| 19 | 25.00 | | SE | 28 | 1S | 25E | YELLOWSTONE |
| 20 | 25.00 | | SW | 28 | 1S | 25E | YELLOWSTONE |
| 21 | 90.00 | | NW | 33 | 1S | 25E | YELLOWSTONE |
| 22 | 140.00 | | NE | 33 | 1S | 25E | YELLOWSTONE |
| 23 | 100.00 | | SE | 33 | 1S | 25E | YELLOWSTONE |
| 24 | 80.00 | | SW | 33 | 1S | 25E | YELLOWSTONE |
| 25 | 150.00 | | SW | 17 | 1S | 26E | YELLOWSTONE |
| 26 | 88.00 | | NW | 20 | 1S | 26E | YELLOWSTONE |
| 27 | 10.00 | | SW | 7 | 1S | 26E | YELLOWSTONE |
| 28 | 127.00 | | NW | 18 | 1S | 26E | YELLOWSTONE |
| 29 | 25.00 | | NE | 18 | 1S | 26E | YELLOWSTONE |
| 30 | 134.00 | | SW | 18 | 1S | 26E | YELLOWSTONE |

Place of Use:

| <u>ID</u> | <u>Acres</u> | <u>Govt Lot</u> | <u>Qtr</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|---------------|--------------|-----------------|------------|------------|------------|------------|---------------|
| 31 | 140.00 | | SE | 18 | 1S | 26E | YELLOWSTONE |
| 32 | 153.00 | | NE | 19 | 1S | 26E | YELLOWSTONE |
| 33 | 159.00 | | NW | 19 | 1S | 26E | YELLOWSTONE |
| 34 | 33.00 | | SE | 19 | 1S | 26E | YELLOWSTONE |
| 35 | 150.00 | | SE | 17 | 1S | 26E | YELLOWSTONE |
| 36 | 150.00 | | SW | 16 | 1S | 26E | YELLOWSTONE |
| 37 | 155.00 | | NE | 16 | 1S | 26E | YELLOWSTONE |
| 38 | 80.00 | | NE | 13 | 1S | 25E | YELLOWSTONE |
| 39 | 65.00 | | SE | 13 | 1S | 25E | YELLOWSTONE |
| 40 | 30.00 | | NW | 13 | 1S | 25E | YELLOWSTONE |
| 41 | 155.00 | | SW | 13 | 1S | 25E | YELLOWSTONE |
| 42 | 90.00 | | SE | 14 | 1S | 25E | YELLOWSTONE |
| 43 | 30.00 | | SW | 14 | 1S | 25E | YELLOWSTONE |
| 44 | 90.00 | | NW | 24 | 1S | 25E | YELLOWSTONE |
| 45 | 157.00 | | NE | 24 | 1S | 25E | YELLOWSTONE |
| 46 | 160.00 | | SW | 24 | 1S | 25E | YELLOWSTONE |
| 47 | 160.00 | | SE | 24 | 1S | 25E | YELLOWSTONE |
| 48 | 85.00 | | NW | 25 | 1S | 25E | YELLOWSTONE |
| 49 | 37.00 | | NE | 32 | 1S | 25E | YELLOWSTONE |
| 50 | 40.00 | | SE | 32 | 1S | 25E | YELLOWSTONE |
| 51 | 15.00 | | SW | 32 | 1S | 25E | YELLOWSTONE |
| 52 | 75.00 | | NW | 4 | 2S | 25E | YELLOWSTONE |
| 53 | 50.00 | | NE | 4 | 2S | 25E | YELLOWSTONE |
| 54 | 110.00 | | NW | 5 | 2S | 25E | YELLOWSTONE |
| 55 | 150.00 | | NE | 5 | 2S | 25E | YELLOWSTONE |
| 56 | 100.00 | | SE | 5 | 2S | 25E | YELLOWSTONE |
| 57 | 60.00 | | NE | 6 | 2S | 25E | YELLOWSTONE |
| 58 | 100.00 | | SE | 6 | 2S | 25E | YELLOWSTONE |
| 59 | 100.00 | | SW | 6 | 2S | 25E | YELLOWSTONE |
| 60 | 120.00 | | NW | 7 | 2S | 25E | YELLOWSTONE |
| 61 | 42.00 | | NE | 7 | 2S | 25E | YELLOWSTONE |
| 62 | 85.00 | | NW | 12 | 2S | 24E | YELLOWSTONE |
| 63 | 113.00 | | NE | 12 | 2S | 24E | YELLOWSTONE |
| 64 | 140.00 | | SE | 12 | 2S | 24E | YELLOWSTONE |
| 65 | 150.00 | | SW | 12 | 2S | 24E | YELLOWSTONE |
| 66 | 150.00 | | NE | 13 | 2S | 24E | YELLOWSTONE |
| 67 | 150.00 | | NW | 13 | 2S | 24E | YELLOWSTONE |
| 68 | 140.00 | | SE | 13 | 2S | 24E | YELLOWSTONE |
| 69 | 130.00 | | SW | 13 | 2S | 24E | YELLOWSTONE |
| 70 | 80.00 | | SW | 11 | 2S | 24E | YELLOWSTONE |
| 71 | 90.00 | | SE | 11 | 2S | 24E | YELLOWSTONE |
| 72 | 147.00 | | NW | 14 | 2S | 24E | YELLOWSTONE |
| 73 | 145.00 | | NE | 14 | 2S | 24E | YELLOWSTONE |
| 74 | 42.00 | | SE | 14 | 2S | 24E | YELLOWSTONE |
| 75 | 46.00 | | SW | 14 | 2S | 24E | YELLOWSTONE |
| 76 | 55.00 | | NE | 15 | 2S | 24E | YELLOWSTONE |
| 77 | 44.00 | | SW | 15 | 2S | 24E | YELLOWSTONE |
| 78 | 15.00 | | SE | 15 | 2S | 24E | YELLOWSTONE |
| Total: | 7,739.00 | | | | | | |

Geocodes/Valid: -- NO VALID GEOCODES --

Remarks:

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE YELLOWSTONE RIVER FROM BRIDGER CREEK TO THE CLARKS FORK YELLOWSTONE DRAINAGE (BASIN 43QJ) AND USES IT IN THE YELLOWSTONE RIVER BETWEEN CLARKS FORK YELLOWSTONE AND BIGHORN RIVER DRAINAGE (BASIN 43Q). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

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 W024750-00, W024749-00.