

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: 41B 88061-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: LA CENSE LLC
4600 CARRIGAN LN
DILLON, MT 59725-8573

Priority Date: DECEMBER 19, 1881

Enforceable Priority Date: DECEMBER 19, 1881

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 5.25 CFS

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

Climatic Area: 3 - MODERATE

Maximum Acres: 480.00

Source Name: BLACKTAIL DEER CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENE	29	8S	8W	BEAVERHEAD

Period of Diversion: MARCH 15 TO NOVEMBER 15

Diversion Means: HEADGATE

Ditch Name: WESTSIDE DITCH

WATER DIVERTED FROM BLACKTAIL DEER CREEK IS CONVEYED TO SHEEP CREEK WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE SWSWSE SEC 24 TWP 8S RGE 9W BEAVERHEAD COUNTY.

Period of Use: MARCH 15 to NOVEMBER 15

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>
1	322.00		N2	23	8S	9W	BEAVERHEAD
2	154.00		N2S2	23	8S	9W	BEAVERHEAD
3	4.00		N2S2S2	23	8S	9W	BEAVERHEAD
Total:	480.00						

Geocodes/Valid: 18-0240-23-4-01-01-0000 - 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.

88061-00 88065-00 88437-00 88438-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 5/11/2012: MEANS OF CONVEYANCE, PLACE OF USE, MAX ACRES, FLOW RATE, PRIORITY DATE.

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 01/15/1991.

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 02/23/2001.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 02/28/2001.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 350 MINER'S INCHES DECREED IN CASE NO. 5835, BEAVERHEAD COUNTY. 41B 88061-00, 41B 88438-00.

Remarks:

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

USDA AERIAL PHOTOGRAPH NO(S). 779-246 , DATED 09/17/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). CXM-6FF-171 , DATED 08/18/1965 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.