

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 88751-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: REBISH & KONEN LIVESTOCK LP
200 AIRPORT RD
DILLON, MT 59725-9550
IT APPEARS THE OWNER IS A SHAREHOLDER IN THE CLARK CANYON WATER SUPPLY COMPANY.

Priority Date: MAY 15, 1879
Enforceable Priority Date: MAY 15, 1879

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 4.17 CFS

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
THIS WATER RIGHT IS SUBJECT TO CERTAIN CURTAILMENT PROVISIONS AS DETAILED IN THE 1958 CONTRACT (NO. 14-06-600-3592) BETWEEN THE UNITED STATES (BOR) AND THE CLARK CANYON WATER SUPPLY COMPANY. A COPY OF THE CONTRACT IS AVAILABLE FROM THE DNRC HELENA WATER RESOURCES REGIONAL OFFICE.

Climatic Area: 3 - MODERATE

Maximum Acres: 145.00

Source Name: STODDEN SLOUGH
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		NESWSE	4	7S	8W	BEAVERHEAD

Period of Diversion: MARCH 1 TO NOVEMBER 1
Diversion Means: HEADGATE

2		NESWSE	4	7S	8W	BEAVERHEAD
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Period of Diversion: MARCH 1 TO NOVEMBER 1
Diversion Means: HEADGATE

Period of Use: MARCH 1 to NOVEMBER 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		S2SENE	4	7S	8W	BEAVERHEAD
2	1.00		SESWNE	4	7S	8W	BEAVERHEAD
3	32.00		NESE	4	7S	8W	BEAVERHEAD
4	3.00		NENWSE	4	7S	8W	BEAVERHEAD
5	7.00		SENWSE	4	7S	8W	BEAVERHEAD
6	2.00		SWNWSE	4	7S	8W	BEAVERHEAD
7	4.00		NWSESE	4	7S	8W	BEAVERHEAD
8	9.00		NESWSE	4	7S	8W	BEAVERHEAD
9	7.00		NWSWSE	4	7S	8W	BEAVERHEAD
10	8.00		SWSWSE	4	7S	8W	BEAVERHEAD
11	4.00		SESW	4	7S	8W	BEAVERHEAD
12	40.00		SESW	4	7S	8W	BEAVERHEAD
13	2.00		NESWSW	4	7S	8W	BEAVERHEAD
14	10.00		SESWSW	4	7S	8W	BEAVERHEAD
15	4.00		SWSWSW	4	7S	8W	BEAVERHEAD
Total:	145.00						

Geocodes/Valid: 18-0326-04-4-01-01-0000 - 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.

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THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

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THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/11/2012: PLACE OF USE, POINT OF DIVERSION, MAX ACRES, TYPE OF IRRIGATION.

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 23641 RECEIVED 04/26/2005.

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 500 MINER'S INCHES DECREED IN CASE NO. 1053, BEAVERHEAD COUNTY. 41B 27436-00, 41B 49966-00, 41B 88082-00, 41B 88412-00, 41B 88416-00, 41B 88751-00, 41B 88752-00, 41B 88891-00, 41B 88926-00, 41B 128105-00, 41B 132612-00.