

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: 41A 95544-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: BIG FLY LLC
PO BOX 164
LIMA, MT 59739-0164

Priority Date: MAY 9, 1921
Enforceable Priority Date: MAY 9, 1921

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.00 CFS

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

Climatic Area: 5 - LOW

Maximum Acres: 1,131.00

Source Name: SPRING, UNNAMED TRIBUTARY OF ALDER CREEK

Source Type: SURFACE WATER
ALSO KNOWN AS BIMAT SPRING

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		NWSE	16	14S	8W	BEAVERHEAD

Period of Diversion: MAY 1 TO OCTOBER 15
Diversion Means: HEADGATE

Period of Use: MAY 1 to OCTOBER 15

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	516.00			7	14S	8W	BEAVERHEAD
2	125.00		W2E2	8	14S	8W	BEAVERHEAD
3	3.00		SWNE	8	14S	8W	BEAVERHEAD
4	26.00		SENE	8	14S	8W	BEAVERHEAD
5	290.00		W2	8	14S	8W	BEAVERHEAD
6	33.00		NWNE	17	14S	8W	BEAVERHEAD
7	3.00		NWSWNE	17	14S	8W	BEAVERHEAD
8	135.00		NW	17	14S	8W	BEAVERHEAD
Total:	1,131.00						

Geocodes/Valid: 18-0029-07-1-01-01-0000 - Y 18-0029-07-1-01-02-0000 - Y
18-0029-08-1-01-01-0000 - Y 18-0029-08-2-01-01-0000 - Y
18-0029-17-1-01-05-0000 - 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.

95541-00 95542-00 95544-00 95545-00 95546-00 95547-00 95548-00
95549-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/15/2012: MAXIMUM ACRES, PLACE OF USE.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/16/1990.

Remarks:

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 65177 RECEIVED 12/30/2008.

OWNERSHIP UPDATE TYPE DOR # 83713 RECEIVED 12/22/2009.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 41A 95542-00, 41A 95544-00.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON FOREST SERVICE LAND (IN THE SWNE SEC 8 TWP 14S RGE 8W).

AERIAL PHOTOGRAPH NO(S). CXM-6FF-228 , DATED 08/18/1965 , APPEARS TO INDICATE 403.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). ARA001210335648 , DATED 08/31/1954 , APPEARS TO INDICATE 479.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.