

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: 43O 100925-00 RESERVED CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: SUNLIGHT RANCH CO
PO BOX 30825
SALT LAKE CITY, UT 84130-0825

Priority Date: MAY 7, 1868

Enforceable Priority Date: MAY 7, 1868

Type of Historical Right: RESERVED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 15.83 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 418.00

Source Name: PASS 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		NESESE	15	9S	35E	BIG HORN

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

Ditch Name: H. H. THOMPSON DITCH

Period of Use: APRIL 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	76.60		NW	12	9S	35E	BIG HORN
2	24.40		SE	12	9S	35E	BIG HORN
3	64.00		SW	12	9S	35E	BIG HORN
4	37.10		NE	13	9S	35E	BIG HORN
5	36.00		NW	13	9S	35E	BIG HORN
6	78.90		SW	13	9S	35E	BIG HORN
7	1.60		SESENE	14	9S	35E	BIG HORN
8	67.10		SE	14	9S	35E	BIG HORN
9	31.30		SW	14	9S	35E	BIG HORN
10	1.00		NESESE	15	9S	35E	BIG HORN
Total:	418.00						

Geocodes/Valid: 22-0204-12-3-01-01-0000 - Y 22-0204-13-3-02-04-0000 - Y
22-0204-14-1-01-01-0000 - Y 22-0204-14-3-02-01-6001 - Y

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/18/1985: PRIORITY DATE, TYPE OF RIGHT, PERIOD OF USE.

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE CROW INDIAN RESERVATION.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 09/12/1984.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 118365 RECEIVED 03/03/2014.

Remarks:

NO REVIEW OR DETERMINATION OF THE CLAIMED TYPE OF HISTORICAL RIGHT HAS BEEN MADE. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

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

BIG HORN COUNTY RECORDS AS OF 10/21/2008 SHOWS PLACE OF USE IS OWNED BY TWO ADDITIONAL OWNERS. SEE CLAIM FILE FOR DETAILS.

THE BIG HORN COUNTY WATER RESOURCES SURVEY (1947) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 379-240 , DATED 10/04/1980 , APPEARS TO INDICATE 334.02 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A RESERVED CLAIM ON PASS CREEK WITH A PRIORITY DATE PREDATING CASE NO. 676, BIG HORN COUNTY.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED NOTICE OF APPROPRIATION IS MAY 16, 1904.