

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:** 41H 120536-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** FARMERS CANAL CO  
%BILL TATARKA  
PO BOX 10686  
BOZEMAN, MT 59719

**Priority Date:** JUNE 30, 1890

**Enforceable Priority Date:** JUNE 30, 1890

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 125.00 CFS

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

**Maximum Volume:**

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 14,866.00

**Source Name:** HYALITE 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		NWSWNW	20	2S	5E	GALLATIN

**Period of Diversion:** MAY 15 TO JULY 4

**Diversion Means:** HEADGATE

**Ditch Name:** FARMERS CANAL

**Period of Use:** MAY 15 to JULY 4

RIGHT INCLUDES HIGH OR FLOOD WATERS OF HYALITE CREEK.

**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	320.00		S2	35	1S	5E	GALLATIN
2	160.00		S2N2	35	1S	5E	GALLATIN
3	640.00			34	1S	5E	GALLATIN
4	640.00			33	1S	5E	GALLATIN
5	640.00			32	1S	5E	GALLATIN
6	15.00		SE	31	1S	5E	GALLATIN
7	640.00			27	1S	5E	GALLATIN
8	640.00			28	1S	5E	GALLATIN
9	160.00		SE	21	1S	5E	GALLATIN
10	130.00		S2	22	1S	5E	GALLATIN
11	160.00		SE	21	1S	5E	GALLATIN
12	50.00		S2NE	21	1S	5E	GALLATIN
13	640.00			1	2S	5E	GALLATIN
14	640.00			2	2S	5E	GALLATIN
15	640.00			3	2S	5E	GALLATIN
16	640.00			4	2S	5E	GALLATIN
17	640.00			5	2S	5E	GALLATIN
18	160.00		E2	6	2S	5E	GALLATIN
19	640.00			11	2S	5E	GALLATIN
20	640.00			10	2S	5E	GALLATIN
21	640.00			9	2S	5E	GALLATIN
22	640.00			8	2S	5E	GALLATIN
23	585.00			7	2S	5E	GALLATIN
24	640.00			18	2S	5E	GALLATIN
25	640.00			17	2S	5E	GALLATIN
26	180.00		N2	16	2S	5E	GALLATIN

**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>
27	160.00		N2	15	2S	5E	GALLATIN
28	50.00		N2N2	14	2S	5E	GALLATIN
29	70.00		NW	20	2S	5E	GALLATIN
30	230.00		N2	19	2S	5E	GALLATIN
31	170.00		E2	13	2S	4E	GALLATIN
32	480.00			24	2S	4E	GALLATIN
33	140.00		NE	25	2S	4E	GALLATIN
34	305.00		W2	25	2S	4E	GALLATIN
35	240.00		E2	26	2S	4E	GALLATIN
36	145.00		NW	36	2S	4E	GALLATIN
37	240.00		E2	35	2S	4E	GALLATIN
38	80.00		E2W2	35	2S	4E	GALLATIN
39	126.00		W2	2	3S	4E	GALLATIN
40	150.00		N2N2	12	2S	5E	GALLATIN
41	120.00		E2	12	2S	4E	GALLATIN
<b>Total:</b>	14,866.00						

**Geocodes/Valid:** -- NO VALID GEOCODES --

**Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE.

45923-00    60863-00    120530-00    120531-00    120532-00    120533-00    120534-00  
120535-00    120536-00    120537-00

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

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. W120530-00, W120531-00, W120532-00, W120533-00, W120534-00, W120535-00, W120536-00, W120537-00.