

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: 76F 149566-00 STATEMENT OF CLAIM
Version: 3 -- POST DECREE
Version Status: ACTIVE

Owners: WILLS CATTLE CO
26255 MT HWY 200
POTOMAC, MT 59823

Priority Date: MAY 1, 1892
Enforceable Priority Date: MAY 1, 1892

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 3.10 CFS
THE WATER RIGHTS FOLLOWING THIS STATEMENT HAVE AN UNDIVIDED INTEREST IN A SINGLE WATER RIGHT FOR 3.1 CFS AS DECREED IN CASE NO. 12038 , MISSOULA COUNTY. 40421-00, 149566-00.

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 136.00

Source Name: UNION 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		SESENE	15	13N	16W	MISSOULA

Period of Diversion: MAY 15 TO SEPTEMBER 15

Diversion Means: HEADGATE

Ditch Name: MCDONALD DITCH

Period of Use: MAY 15 to SEPTEMBER 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	12.00		SW	9	13N	16W	MISSOULA
2	1.00		SE	9	13N	16W	MISSOULA
3	15.00		NW	16	13N	16W	MISSOULA
4	108.00		NE	16	13N	16W	MISSOULA
Total:	136.00						

Geocodes/Valid: 04-2203-09-1-01-01-0000 - Y 04-2203-16-1-01-01-0000 - 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.

149566-00 149569-00 149572-00 214114-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/27/2004: OWNERSHIP, MAXIMUM ACRES, PLACE OF USE.

WATER RIGHT CLAIMS 40421-00 AND 149566-00 ARE EACH FOR AN UNDIVIDED ONE-HALF INTEREST IN A SINGLE WATER RIGHT. THE OWNER OF EITHER UNDIVIDED HALF MAY USE THE ENTIRE FLOW RATE OF THE RIGHT AS LONG AS NO MORE THAN 3.1 CFS IS DIVERTED AT ANY TIME. IF THE OWNERS OF BOTH HALVES WANT TO USE THE RIGHT, THE USE SHALL BE ROTATED WEEKLY WITH THE OWNERS OF ONE UNDIVIDED HALF USING THE FULL FLOW RATE FOR ONE WEEK AND THE OWNERS OF THE OTHER UNDIVIDED HALF USING THE FULL FLOW RATE FOR THE NEXT WEEK.

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