

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:** 41F 40311-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** WEST MADISON CANAL CO  
% HARRY COMBS JR  
PO BOX 1509  
ENNIS, MT 59729

**Priority Date:** MAY 25, 1906

**Enforceable Priority Date:** MAY 25, 1906

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION

**Maximum Flow Rate:** 25.00 CFS

COMBINED FLOW RATE FOR CLAIM NOS. W040308-00, W040309-00, W040310-00, W040311-00, W040312-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURE AND THE CONVEYANCE SYSTEM.

**Maximum Volume:**

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 3,638.00

**Source Name:** MADISON RIVER

**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		NESWNW	29	6S	1W	MADISON

**Period of Diversion:** MAY 1 TO NOVEMBER 4

**Diversion Means:** HEADGATE

**Period of Use:** MAY 1 to NOVEMBER 4

**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	40.00		SWNW	3	5S	1W	MADISON
2	20.00		W2SENW	3	5S	1W	MADISON
3	40.00		NENE	4	5S	1W	MADISON
4	40.00		NWNE	4	5S	1W	MADISON
5	80.00		S2NE	4	5S	1W	MADISON
6	39.00		NENW	4	5S	1W	MADISON
7	35.00		NWNW	4	5S	1W	MADISON
8	40.00		SWNW	4	5S	1W	MADISON
9	29.00		SENW	4	5S	1W	MADISON
10	160.00		SE	4	5S	1W	MADISON
11	160.00		SW	4	5S	1W	MADISON
12	40.00		NESE	8	5S	1W	MADISON
13	16.00		E2NWSE	8	5S	1W	MADISON
14	25.00		SWSE	8	5S	1W	MADISON
15	40.00		SESE	8	5S	1W	MADISON
16	40.00		NENW	9	5S	1W	MADISON
17	40.00		NWNW	9	5S	1W	MADISON
18	40.00		SWNW	9	5S	1W	MADISON
19	40.00		SENW	9	5S	1W	MADISON
20	40.00		NESW	9	5S	1W	MADISON
21	40.00		NWSW	9	5S	1W	MADISON
22	40.00		SWSW	9	5S	1W	MADISON
23	40.00		SESW	9	5S	1W	MADISON
24	40.00		NENW	16	5S	1W	MADISON
25	40.00		NWNW	16	5S	1W	MADISON
26	40.00		SWNW	16	5S	1W	MADISON
27	40.00		SENW	16	5S	1W	MADISON
28	40.00		NESW	16	5S	1W	MADISON
29	40.00		NWSW	16	5S	1W	MADISON

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>
30	28.00		SWSW	16	5S	1W	MADISON
31	40.00		SESW	16	5S	1W	MADISON
32	40.00		NENE	17	5S	1W	MADISON
33	18.00		E2NWN	17	5S	1W	MADISON
34	12.00		E2SWNE	17	5S	1W	MADISON
35	40.00		SENE	17	5S	1W	MADISON
36	37.00		NESE	17	5S	1W	MADISON
37	1.00		NENWSE	17	5S	1W	MADISON
38	8.00		NESESE	17	5S	1W	MADISON
39	2.00		SWNE	20	5S	1W	MADISON
40	18.00		SENE	20	5S	1W	MADISON
41	3.00		SENE	20	5S	1W	MADISON
42	18.00		SENE	20	5S	1W	MADISON
43	2.00		SWSW	20	5S	1W	MADISON
44	30.00		SESW	20	5S	1W	MADISON
45	40.00		NESE	20	5S	1W	MADISON
46	40.00		NWSE	20	5S	1W	MADISON
47	40.00		SWSE	20	5S	1W	MADISON
48	40.00		SESE	20	5S	1W	MADISON
49	28.00		NENW	21	5S	1W	MADISON
50	5.00		NWNW	21	5S	1W	MADISON
51	35.00		SWNW	21	5S	1W	MADISON
52	33.00		SENE	21	5S	1W	MADISON
53	17.00		SENE	21	5S	1W	MADISON
54	40.00		NWSW	21	5S	1W	MADISON
55	23.00		SWSW	21	5S	1W	MADISON
56	3.00		NWSESE	21	5S	1W	MADISON
57	28.00		NENE	29	5S	1W	MADISON
58	40.00		NWNE	29	5S	1W	MADISON
59	33.00		SWNE	29	5S	1W	MADISON
60	4.00		NWSENE	29	5S	1W	MADISON
61	20.00		NWSE	29	5S	1W	MADISON
62	10.00		SENE	29	5S	1W	MADISON
63	2.00		SENE	29	5S	1W	MADISON
64	24.00		NESE	29	5S	1W	MADISON
65	27.00		NENW	29	5S	1W	MADISON
66	30.00		SWSE	29	5S	1W	MADISON
67	30.00		SESE	29	5S	1W	MADISON
68	18.00		NENW	28	5S	1W	MADISON
69	14.00		NWNW	28	5S	1W	MADISON
70	30.00		SWNW	28	5S	1W	MADISON
71	15.00		SENE	28	5S	1W	MADISON
72	30.00		NENE	32	5S	1W	MADISON
73	35.00		SENE	32	5S	1W	MADISON
74	37.00		NESE	32	5S	1W	MADISON
75	18.00		SESE	32	5S	1W	MADISON
76	40.00		NESE	33	5S	1W	MADISON
77	27.00		SESE	33	5S	1W	MADISON
78	19.00		SWSE	33	5S	1W	MADISON
79	46.00		S2SW	33	4S	1W	MADISON
80	30.00		NESE	33	4S	1W	MADISON
81	26.00		NWSE	33	4S	1W	MADISON
82	40.00		SWSE	33	4S	1W	MADISON
83	40.00		SESE	33	4S	1W	MADISON
84	10.00		NWSW	34	4S	1W	MADISON
85	30.00		SWSW	34	4S	1W	MADISON
86	10.00		SESW	34	4S	1W	MADISON
87	33.00		SWSW	4	6S	1W	MADISON
88	30.00		SESW	4	6S	1W	MADISON
89	30.00		SESW	4	6S	1W	MADISON
90	28.00		NENE	8	6S	1W	MADISON
91	54.00		S2SE	8	6S	1W	MADISON
92	26.00		S2SW	8	6S	1W	MADISON
93	18.00		W2NE	5	6S	1W	MADISON
94	32.00		E2NE	5	6S	1W	MADISON
95	27.00		E2SE	5	6S	1W	MADISON
96	52.00		W2SE	5	6S	1W	MADISON
97	55.00		NWNW	9	6S	1W	MADISON

**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>
98	5.00		SWNW	9	6S	1W	MADISON
99	40.00		NWNE	17	6S	1W	MADISON
100	20.00		SWNE	17	6S	1W	MADISON
101	40.00		NENW	17	6S	1W	MADISON
102	15.00		NWNW	17	6S	1W	MADISON
103	15.00		SWNW	17	6S	1W	MADISON
104	15.00		SENW	17	6S	1W	MADISON
105	65.00		W2E2	32	5S	1W	MADISON
106	15.00		SENW	32	5S	1W	MADISON
107	10.00		NWSW	32	5S	1W	MADISON
108	10.00		SWSW	32	5S	1W	MADISON
109	15.00		SESW	32	5S	1W	MADISON
110	3.00		NWNE	8	6S	1W	MADISON
111	7.00		SWNE	8	6S	1W	MADISON
112	40.00		SENE	8	6S	1W	MADISON
113	8.00		NESE	8	6S	1W	MADISON
114	3.00		NWSE	8	6S	1W	MADISON
115	24.00		NESW	33	4S	1W	MADISON
116	45.00		E2E2	5	5S	1W	MADISON
117	45.00		N2NE	8	5S	1W	MADISON
118	45.00		S2NE	8	5S	1W	MADISON
<b>Total:</b>	3,638.00						

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

**Remarks:**

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 THEFLOW 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. W040308-00, W040309-00, W040310-00, W040311-00, W040312-00.