

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: 41B 4197-00 STATEMENT OF CLAIM
Version: 2 -- CHANGE AUTHORIZATION
Version Status: ACTIVE

THIS AUTHORIZATION IS LIMITED TO THE AMOUNT OF THE HISTORIC USE RECOGNIZED BY THE DEPARTMENT IN THIS PROCEEDING AS SUBJECT TO CHANGE, AND WILL THEREAFTER NOT EXCEED THAT AMOUNT. IF THE HISTORIC USE IS REDUCED UNDER ADJUDICATION PROCEEDINGS PURSUANT TO TITLE 85, CHAPTER 2, PART 2, MCA, THIS AUTHORIZATION WILL BE LIMITED TO A LESSER AMOUNT.

Owners: WHEATS INC
PO BOX 711
DILLON, MT 59725-0711

Priority Date: AUGUST 1, 1884
Enforceable Priority Date: AUGUST 1, 1884

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER

Maximum Flow Rate: 3.50 CFS

Maximum Volume:
Climatic Area: 3 - MODERATE

Maximum Acres: 170.00

Source Name: BEAVERHEAD 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		SWNWNW	10	8S	9W	BEAVERHEAD

Period of Diversion: APRIL 15 TO OCTOBER 15
Diversion Means: HEADGATE

2		SENE	27	7S	9W	BEAVERHEAD
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Period of Diversion: APRIL 15 TO OCTOBER 15
Diversion Means: PUMP

Period of Use: APRIL 15 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	8.00		E2SESE	22	7S	9W	BEAVERHEAD
2	6.00		S2S2NW	23	7S	9W	BEAVERHEAD
3	54.00		SW	23	7S	9W	BEAVERHEAD
4	2.00		W2NW	26	7S	9W	BEAVERHEAD
5	88.00		NE	27	7S	9W	BEAVERHEAD
6	12.00		W2NE	27	7S	9W	BEAVERHEAD
Total:	170.00						

Geocodes/Valid: 18-0325-22-4-01-01-0000 - Y 18-0325-23-2-01-02-0000 - Y
18-0325-27-1-01-01-0000 - Y

Remarks:

THIS RIGHT IS SUBJECT TO THE AUTHORITY OF COURT APPOINTED WATER COMMISSIONERS, IF AND WHEN APPOINTED, TO ADMEASURE AND DISTRIBUTE TO THE PARTIES USING WATER IN THE SOURCE OF SUPPLY, THE WATER TO WHICH THEY ARE ENTITLED. THE APPROPRIATOR SHALL PAY HIS PROPORTIONATE SHARE OF THE FEES, COMPENSATION AND EXPENSES, AS FIXED BY THE DISTRICT COURT, INCURRED IN THE DISTRIBUTION OF THE WATERS.

THE PORTION OF THIS AUTHORIZATION TO CHANGE WHICH ADDS 12 ACRES OF SPRINKLER IRRIGATION IN THE W2 OF S27, T07S, R09W, IS CONTINGENT UPON THE PLACE OF USE OF STATEMENT OF CLAIM NO. 41B-4197-00 BEING IRRIGATED WITH SPRINKLERS. IF THE IRRIGATION METHOD FOR THE CLAIMED PLACE OF USE REVERTS TO FLOOD IRRIGATION, THE PORTION OF THIS AUTHORIZATION THAT CHANGES THE PLACE OF USE SHALL BE VOID.