

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: 41E 94170-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: MCCAULEY FAMILY RANCH LLC
PO BOX 25
BOULDER, MT 59632-0025

Priority Date: AUGUST 2, 1947

Enforceable Priority Date: AUGUST 2, 1947

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Maximum Flow Rate: 170.60 GPM

THE WATER COURT HAS DETERMINED THAT A FLOW RATE QUANTIFICATION IS REQUIRED TO ADEQUATELY ADMINISTER THIS RIGHT.

Maximum Volume: 275.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 124.10

Source Name: UNNAMED TRIBUTARY OF BOULDER RIVER

Source Type: SURFACE WATER

ALSO KNOWN AS SPRING CREEK 2

Source Name: SPRING, UNNAMED TRIBUTARY OF BOULDER RIVER

Source Type: SURFACE WATER

ALSO KNOWN AS SPRING CREEK 2

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		NESWSE	6	4N	2W	JEFFERSON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Source Name: SPRING, UNNAMED TRIBUTARY OF BOULDER RIVER

Diversion Means: HEADGATE

2		SENWSE	6	4N	2W	JEFFERSON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Source Name: UNNAMED TRIBUTARY OF BOULDER RIVER

Diversion Means: HEADGATE

3		SWNESE	6	4N	2W	JEFFERSON
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Source Name: UNNAMED TRIBUTARY OF BOULDER RIVER

Diversion Means: HEADGATE

MEANS OF DIVERSION INCLUDES A DITCH AND DAM.

Reservoir: ON STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESWSE	6	4N	2W	JEFFERSON

Diversion to Reservoir: DIVERSION # 1

Surface Area: 2.00 ACRES

Period of Use: JANUARY 1 to DECEMBER 31

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	54.50		S2	6	4N	2W	JEFFERSON
2	69.60		NW	7	4N	2W	JEFFERSON

Total: 124.10

Geocodes/Valid: -- NO VALID GEOCODES --

Remarks:

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

76287-00 94170-00

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76287-00 94136-00 94137-00 94138-00 94168-00 94170-00

THIS CLAIM IS ASSOCIATED TO WATER RIGHT NO. 41E-P076287-00. THEY HAVE A COMMON PLACE OF STORAGE AND OVERLAPPING PLACE OF USE.

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

APPLICATION TO CHANGE RECEIVED 04/27/89, TERMINATED 01/04/96. SEE 41E-T097519.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 53007 RECEIVED 01/03/2008.

THE TIMELY FILED OBJECTION OF EMMET J. MCCAULEY AND MARGY B. MCCAULEY WAS AMENDED BY AGREEMENT OF THE PARTIES TO INCLUDE PERIOD OF USE, POINT OF DIVERSION AND MEANS OF DIVERSION. BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAYBE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.