

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: 40J 151983-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: CURTIS R MCCANN
40540 US HWY 2
CHINOOK, MT 59523

SHALOM FARMS LLC
14615 PARADISE VALLEY RD
CHINOOK, MT 59523-9342

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: SEPTEMBER 21, 1895

Enforceable Priority Date: SEPTEMBER 21, 1895

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 6.06 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 160.00

Source Name: FORGEY 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		NESENE	16	32N	23E	BLAINE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

WATER FROM FORGEY CREEK IS CONVEYED THROUGH ZURICH IRRIGATION CANAL TO THE PLACE OF USE.

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	12.00		W2SWNW	15	32N	23E	BLAINE
2	78.00		W2SW	15	32N	23E	BLAINE
3	70.00		E2SE	16	32N	23E	BLAINE
Total:	160.00						

Geocodes/Valid: 24-4449-15-2-02-02-0000 - Y 24-4449-15-3-01-01-0000 - Y
24-4449-16-4-01-01-0000 - 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.

151979-00 151980-00 151981-00 151983-00 151985-00 30048577

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 641 # 71031 RECEIVED 05/28/2009.

Remarks:

OWNERSHIP UPDATE TYPE DOR # 112008 RECEIVED 04/19/2013.

OWNERSHIP UPDATE TYPE DOR # 125182 RECEIVED 10/14/2014.

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THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 40J 151979-00, 40J 151980-00, 40J 151981-00, 151983-00, 151985-00, 40J 30048577.

A FORM 641 DIVIDED INTEREST FORM WAS RECEIVED ON 05/28/2009 . THE DIVISION OF THE WATER RIGHT HAS NOT BEEN IMPLEMENTED DUE TO DISAGREEMENT AMONG THE OWNERS OF RECORD.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 1 TO OCTOBER 31.
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