

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: 40F 154825-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: RATZBURG LIVESTOCK LLP
265 BOBCAT ANGUS LOOP
GALATA, MT 59444-9540

ANDERSON, C F FAMILY PARTNERSHIP
223 COMMONS WAY
KALISPELL, MT 59901

SCHULZ, VICKI FEY FAMILY PARTNERSHIP
139 JUNIPER BEND DR
KALISPELL, MT 59901

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

Priority Date: JUNE 1, 1946

Enforceable Priority Date: JUNE 1, 1946

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 2.00 CFS

PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 196.50

Source Name: FRED AND GEORGE 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		SWSENE	28	37N	2E	TOOLE

Period of Diversion: APRIL 1 TO AUGUST 31

Diversion Means: HEADGATE

Reservoir: OFF STREAM **Reservoir Name** BIG LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESWNW	27	37N	2E	TOOLE

Diversion to Reservoir: DIVERSION # 1

Dam Height: 10.00 FEET

Depth: 8.00 FEET

Surface Area: 30.00 ACRES

Current Capacity: 96.00 ACRE-FEET

Reservoir: OFF STREAM **Reservoir Name** ALKALI LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWNESE	26	37N	2E	TOOLE

Diversion to Reservoir: DIVERSION # 1

Dam Height: 15.00 FEET

Depth: 10.00 FEET

Surface Area: 27.50 ACRES

Current Capacity: 110.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 to NOVEMBER 1

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	108.00			25	37N	2E	TOOLE
2	24.50		SESE	26	37N	2E	TOOLE
3	20.00		S2S2NE	27	37N	2E	TOOLE
4	14.00		N2SE	27	37N	2E	TOOLE
5	15.00		S2SW	27	37N	2E	TOOLE
6	12.00		NENE	35	37N	2E	TOOLE
7	3.00		W2NWNW	36	37N	2E	TOOLE
Total:	196.50						

Geocodes/Valid: 21-4958-25-3-01-01-0000 - Y 21-4958-25-4-01-01-0000 - Y
 21-4958-26-4-01-01-0000 - Y 21-4958-27-1-03-01-0000 - Y
 21-4958-27-2-01-01-0000 - Y 21-4958-35-1-01-01-0000 - Y
 21-4958-36-1-01-01-0000 - 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.

154801-00 154803-00 154809-00 154815-00 154823-00 154825-00 154826-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/06/1990: PLACE OF USE, MAXIMUM ACRES, FLOW RATE.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 7537 RECEIVED 02/10/2003.

OWNERSHIP UPDATE TYPE 608 # 93262 RECEIVED 11/16/2011.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 5/30/2012, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY STATE TRUST LAND.

USDA AERIAL PHOTOGRAPH NO(S). 278-29 , DATED 8/10/1979 , APPEARS TO INDICATE 149.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). ZQ-2GG-102, 103 , DATED 6/28/1966 , APPEARS TO INDICATE 130.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

ACCORDING TO INFORMATION IN THE CLAIM FILE, THE RESERVOIR WAS ENLARGED IN 1956 . THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.