

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: 40EJ 159907-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: BIG SKY KELLAM LAND & CATTLE CORP
6565 BIRDTAIL RD
CHINOOK, MT 59523

Priority Date: MAY 1, 1890

Enforceable Priority Date: MAY 1, 1890

Type of Historical Right: USE

Purpose (use): STOCK

Maximum Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

Maximum Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: WINTERS CREEK
Source Type: SURFACE WATER

Source Name: UNNAMED TRIBUTARY OF WINTERS 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	3	NENW	5	27N	20E	BLAINE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Source Name: WINTERS CREEK
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2	4	NWNW	5	27N	20E	BLAINE
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Source Name: WINTERS CREEK
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3	6	SENW	5	27N	20E	BLAINE
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Source Name: WINTERS CREEK
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4		E2E2	20	28N	20E	BLAINE
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Source Name: UNNAMED TRIBUTARY OF WINTERS CREEK
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

5		NWNWNW	21	28N	20E	BLAINE
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Source Name: WINTERS CREEK
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

6		S2SENW	21	28N	20E	BLAINE
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Source Name: WINTERS CREEK
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
7		NWNESW	21	28N	20E	BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Source Name: WINTERS CREEK						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
8		NWSW	21	28N	20E	BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Source Name: WINTERS CREEK						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
9		W2NENE	29	28N	20E	BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Source Name: WINTERS CREEK						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
10		SEWNNE	29	28N	20E	BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Source Name: WINTERS CREEK						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
11		E2SWNE	29	28N	20E	BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Source Name: WINTERS CREEK						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
12		W2SE	29	28N	20E	BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Source Name: WINTERS CREEK						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
13		E2SESW	29	28N	20E	BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Source Name: WINTERS CREEK						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
14		E2NW	32	28N	20E	BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Source Name: WINTERS CREEK						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
15		NWNESW	32	28N	20E	BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Source Name: WINTERS CREEK						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
16		W2SW	32	28N	20E	BLAINE
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Source Name: WINTERS CREEK						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						

Period of Use: JANUARY 1 to DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		3	NENW	5	27N	20E	BLAINE
2		4	NWNW	5	27N	20E	BLAINE
3		6	SENW	5	27N	20E	BLAINE
4			E2E2	20	28N	20E	BLAINE
5			NWNWNW	21	28N	20E	BLAINE
6			S2SENW	21	28N	20E	BLAINE
7			NWNESW	21	28N	20E	BLAINE
8			NWSW	21	28N	20E	BLAINE
9			W2NENE	29	28N	20E	BLAINE
10			SEWNNE	29	28N	20E	BLAINE
11			E2SWNE	29	28N	20E	BLAINE
12			W2SE	29	28N	20E	BLAINE
13			E2SESW	29	28N	20E	BLAINE

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>
14			E2NW	32	28N	20E	BLAINE
15			NWNESW	32	28N	20E	BLAINE
16			W2SW	32	28N	20E	BLAINE

Geocodes/Valid: 24-3879-05-2-01-01-0000 - Y 24-4011-20-1-01-01-0000 - Y
24-4011-21-1-01-01-0000 - Y 24-4011-29-4-03-01-0000 - Y
24-4011-32-1-01-01-0000 - Y

Remarks:

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/14/87.

THIS CLAIM APPEARS TO BE CLAIMING TWO SEPARATE SOURCES OF WATER. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.