

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: 42A 174379-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
EGAN RANCH INC
7 EGAN LN
FORSYTH, MT 59327

MARY SUSAN NEIMAN
4080 ROSEBUD CREEK RD
FORSYTH, MT 59327

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

Priority Date: DECEMBER 31, 1917

Enforceable Priority Date: DECEMBER 31, 1917

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 3.79 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: 1 - HIGH

Maximum Acres: 100.00

Source Name: ROSEBUD 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		SWNWSW	8	1S	42E	ROSEBUD

Period of Diversion: MARCH 1 TO OCTOBER 31

Diversion Means: DIVERSION DAM

Period of Use: MARCH 1 to OCTOBER 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	15.00		W2NE	8	1S	42E	ROSEBUD
2	80.00		NW	8	1S	42E	ROSEBUD
3	5.00		N2NWSW	8	1S	42E	ROSEBUD
Total:	100.00						

Geocodes/Valid: 29-0944-08-1-01-01-0000 - Y 29-0944-08-3-01-01-1291 - Y
29-0944-08-3-02-01-0000 - Y

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/13/1994: PERIOD OF USE, MEANS OF DIVERSION.

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 08/11/1998.

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OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 65726 RECEIVED 06/06/2008.

OWNERSHIP UPDATE TYPE DOR # 96189 RECEIVED 04/07/2011.

OWNERSHIP UPDATE TYPE DOR # 146461 RECEIVED 07/26/2016.

Remarks:

THE ROSEBUD COUNTY WATER RESOURCES SURVEY (1949) APPEARS TO INDICATE 141.86 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. 478-149 , DATED 05/07/1980 APPEARS TO INDICATE 117.47 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.