

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: 41D 182270-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE
Version Status: ACTIVE

Owners: DOOLING LIVESTOCK CO
PO BOX 842
JACKSON, MT 59736-0842

Priority Date: MAY 1, 1904
Enforceable Priority Date: MAY 1, 1904

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 3.00 CFS

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

Climatic Area: 5 - LOW

Maximum Acres: 932.00

Source Name: BERRY CREEK
Source Type: SURFACE WATER

ALSO KNOWN AS MULKEY CREEK

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		SENWNE	32	6S	15W	BEAVERHEAD

Period of Diversion: MAY 20 TO OCTOBER 20
Diversion Means: HEADGATE
Ditch Name: BERRY CREEK DITCH

2		NESESE	29	6S	15W	BEAVERHEAD
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Period of Diversion: MAY 20 TO OCTOBER 20
Diversion Means: HEADGATE

Period of Use: MAY 20 to OCTOBER 20

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	267.00		E2	20	6S	15W	BEAVERHEAD
2	167.00		W2	21	6S	15W	BEAVERHEAD
3	46.00		W2W2	28	6S	15W	BEAVERHEAD
4	382.00			29	6S	15W	BEAVERHEAD
5	70.00		SW	20	6S	15W	BEAVERHEAD
Total:	932.00						

Geocodes/Valid: 18-0408-20-1-01-01-0000 - Y 18-0408-20-2-01-01-0000 - Y
18-0408-21-3-01-01-0000 - Y 18-0408-28-2-01-01-0000 - Y
18-0408-29-1-01-01-0000 - 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.

92756-00 182269-00 182270-00

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 12/05/2006.

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

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO.

Remarks:

92756-00.