

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: 43P 185032-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
QUINTIN L MEANS
HC 36 BOX 2191
HARDIN, MT 59034

DIANNA L MEANS
HC 36 BOX 2191
HARDIN, MT 59034

Priority Date: DECEMBER 31, 1948
Enforceable Priority Date: DECEMBER 31, 1948

Type of Historical Right: USE
Purpose (use): DOMESTIC
Maximum Flow Rate: 4.00 CFS
Maximum Volume: 4.40 AC-FT

Households: 1
Maximum Acres: 2.00
Source Name: BIGHORN RIVER
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 | | SENEW | 16 | 6S | 31E | BIG HORN |

Period of Diversion: APRIL 1 TO OCTOBER 31
Diversion Means: HEADGATE
Ditch Name: BIG HORN CANAL

WATER FROM BIG HORN CANAL IS DIVERTED BY HEADGATE INTO THE STORAGE DAM WHICH IS FILLED SEVERAL TIMES DURING THE IRRIGATION SEASON.

Reservoir: OFF STREAM

| <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------------|----------------|------------|------------|------------|---------------|
| | NENENE | 9 | 3S | 33E | BIG HORN |

Diversion to Reservoir: DIVERSION # 1
Dam Height: 14.00 FEET
Depth: 12.00 FEET
Surface Area: 0.50 ACRES
Current Capacity: 2.40 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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 | 2.00 | | NENENE | 9 | 3S | 33E | BIG HORN |

Total: 2.00

Geocodes/Valid: 22-0733-09-1-02-01-0000 - Y

Remarks:

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE CROW INDIAN RESERVATION.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 50325 RECEIVED 08/22/2007.
OWNERSHIP UPDATE TYPE DOR # 136722 RECEIVED 12/28/2009.

Remarks:

NO REVIEW OR DETERMINATION OF THE CLAIMED TYPE OF HISTORICAL RIGHT HAS BEEN MADE. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE USA (DEPT OF INTERIOR BUREAU OF INDIAN AFF) & CROW INDIAN RESERVATION UNDER CLAIM NO. 190136-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/01/2014, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY QUINTIN & DIANNA MEANS.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE CROW TRIBE - MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.