

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 186113-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:**  
O MICHAEL MCMEANS  
4829 TEN BEAR RD  
PO BOX 389  
HARDIN, MT 59034-0389  
  
VICKY L MCMEANS  
4829 TEN BEAR RD  
PO BOX 389  
HARDIN, MT 59034-0389  
  
WILLIAM T DOYLE  
PO BOX 1196  
CROW AGENCY, MT 59022  
  
ANNE C LUFT  
PO BOX 21  
HARDIN, MT 59034

**Priority Date:** MAY 7, 1868  
**Enforceable Priority Date:** MAY 7, 1868

**Type of Historical Right:** FILED

**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:** BIGHORN RIVER  
**Source Type:** SURFACE WATER

**Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESE	24	1S	33E	BIG HORN

**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

2		NENE	25	1S	33E	BIG HORN
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

3	14	NWSE	25	1S	33E	BIG HORN
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

4		SWSE	25	1S	33E	BIG HORN
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

5	9	SWSE	15	2S	33E	BIG HORN
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

6	5	SESW	15	2S	33E	BIG HORN
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**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 Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESE	24	1S	33E	BIG HORN
2			NENE	25	1S	33E	BIG HORN
3		14	NWSE	25	1S	33E	BIG HORN
4			SWSE	25	1S	33E	BIG HORN
5		9	SWSE	15	2S	33E	BIG HORN
6		5	SESW	15	2S	33E	BIG HORN

**Geocodes/Valid:** 22-0830-15-3-04-01-0000 - Y 22-0934-24-4-04-03-0000 - Y  
22-0934-25-1-01-02-0000 - Y 22-0934-25-1-01-03-0000 - Y  
22-0934-25-4-02-02-0000 - Y 22-0934-25-4-02-03-0000 - Y

**Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.  
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 # 41790 RECEIVED 09/20/2006.  
OWNERSHIP UPDATE TYPE DOR # 148810 RECEIVED 03/16/2012.  
OWNERSHIP UPDATE TYPE DOR # 136972 RECEIVED 09/10/2014.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/24/2014, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY EAGLES NEST LODGE LLC, ANNE C LUFT AND WILLIAM T DOYLE.

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.