

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: 43C 10232-00 STATEMENT OF CLAIM
Version: 2 -- CHANGE AUTHORIZATION
Version Status: ACTIVE

THIS AUTHORIZATION IS LIMITED TO THE AMOUNT OF THE HISTORIC USE RECOGNIZED BY THE DEPARTMENT IN THIS PROCEEDING AS SUBJECT TO CHANGE, AND WILL THEREAFTER NOT EXCEED THAT AMOUNT. IF THE HISTORIC USE IS REDUCED UNDER ADJUDICATION PROCEEDINGS PURSUANT TO TITLE 85, CHAPTER 2, PART 2, MCA, THIS AUTHORIZATION WILL BE LIMITED TO A LESSER AMOUNT.

Owners: BEARTOOTH MOUNTAIN CHRISTIAN RANCH
130 TRINITY TRAIL
FISHTAIL, MT 59028

Priority Date: JUNE 22, 1904
Enforceable Priority Date: JUNE 22, 1904

Purpose (use): IRRIGATION
FISH AND WILDLIFE

Irrigation Type: FLOOD

Maximum Flow Rate: 2.36 CFS

Maximum Volume: 186.60 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 40.20

Source Name: LITTLE ROCKY 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		SENE SW	16	5S	16E	STILLWATER

Period of Diversion: MAY 15 TO OCTOBER 4
Diversion Means: HEADGATE

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWNW	15	5S	16E	STILLWATER

Current Capacity: 25.00 ACRE-FEET

Period of Use: MAY 15 to OCTOBER 4

Purpose (Use): IRRIGATION

Period of Use: MAY 15 to OCTOBER 4

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	15.10		SWNE	16	5S	16E	STILLWATER
2	21.60		N2NE	16	5S	16E	STILLWATER
3	3.50		SESE	9	5S	16E	STILLWATER

Total: 40.20

Purpose (Use): FISH AND WILDLIFE

Period of Use:

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			NWNW	15	5S	16E	STILLWATER

Geocodes/Valid: -- NO VALID GEOCODES --

Remarks:

THE ISSUANCE OF THIS RIGHT BY THE DEPARTMENT IN NO WAY GRANTS THE APPROPRIATOR ANY

Remarks:

EASEMENT RIGHTS OR THE RIGHT TO ENTER UPON THE PROPERTY OF OTHER PERSONS OR NATIONAL FOREST SYSTEM LANDS TO EXERCISE THIS RIGHT.

THE COMPLETION DUE DATE HAS BEEN EXTENDED TO 12/31/2015

THE ISSUANCE OF THIS RIGHT BY THE DEPARTMENT SHALL NOT REDUCE THE APPROPRIATOR'S LIABILITY FOR DAMAGES CAUSED BY THE APPROPRIATOR'S EXERCISE OF THIS RIGHT. NOR DOES THE DEPARTMENT IN ISSUING THE RIGHT IN ANY WAY ACKNOWLEDGE LIABILITY FOR DAMAGE CAUSED BY THE APPROPRIATOR'S EXERCISE OF THIS RIGHT.

IF AT ANY TIME AFTER THIS RIGHT IS ISSUED, THE DEPARTMENT RECEIVES WRITTEN COMPLAINTS ALLEGING THAT DIVERTING FROM THIS SOURCE IS RESULTING IN ADVERSE IMPACTS TO EXISTING WATER RIGHTS, THE DEPARTMENT MAY MAKE A FIELD INVESTIGATION OF THE PROJECT. THE APPROPRIATOR MAY AT THIS TIME BE REQUIRED TO INSTALL EITHER AN ADEQUATE FLOW METERING DEVICE TO MEASURE THE AMOUNT AND RATE OF WATER DIVERTED OR AN ADEQUATE PRESSURE MONITORING DEVICE TO MEASURE HYDROSTATIC PRESSURE OF THE AQUIFER. IF A DEVICE IS REQUIRED, THE APPROPRIATOR SHALL KEEP A WRITTEN RECORD OF MEASUREMENTS WHICH SHALL BE SUBMITTED BY NOVEMBER 30TH OF EACH YEAR AND/OR UPON REQUEST TO THE WATER RESOURCES REGIONAL OFFICE.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 9477 RECEIVED 01/21/2003.