

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: 43A 193035-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

HORATIO POTTER
55 BRIGGS LANE
WILLSALL, MT 59086-9545

LITTLE COTTONWOOD CREEK CO
218 HORSE CREEK RD
WILLSALL, MT 59086-9507

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE WATER RIGHTS AFTER THE RIGHT IS VERIFIED OR CERTIFIED. 03/17/2003

Priority Date: JUNE 12, 1904

Enforceable Priority Date: JUNE 12, 1904

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 6.48 CFS

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

Climatic Area: 3 - MODERATE

Maximum Acres: 310.00

Source Name: COTTONWOOD 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		SWSENE	13	3N	10E	PARK

Period of Diversion: APRIL 1 TO OCTOBER 19

Diversion Means: HEADGATE

Ditch Name: UPPER COTTONWOOD DITCH

DITCH NAME: UPPER COTTONWOOD DITCH

Period of Use: APRIL 1 to OCTOBER 19

THE ACTUAL HISTORICAL PERIOD OF USE FOR THIS WATER RIGHT IS FROM APRIL 1 TO OCTOBER 15. COMPUTER PROGRAM LIMITATIONS DO NOT ALLOW THE CORRECT PERIOD OF USE TO BE PRINTED ABOVE.

RIGHT IS LIMITED TO HIGH OR FLOOD WATERS OF COTTONWOOD CREEK.

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	132.00		S2S2	30	3N	10E	PARK
2	18.00		SWSW	29	3N	10E	PARK
3	2.00		NENWNW	32	3N	10E	PARK
4	51.00		E2NW	32	3N	10E	PARK
5	107.00		NE	32	3N	10E	PARK
Total:	310.00						

Geocodes/Valid: 49-1216-29-3-01-01-0000 - Y

49-1216-30-3-01-01-0000 - Y

49-1216-32-1-01-01-0000 - 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.

193034-00 193035-00

Remarks:

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/19/88.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 7669 RECEIVED 03/17/2003.

OWNERSHIP UPDATE TYPE DOR # 121785 RECEIVED 12/24/2012.