

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: 43D 200034-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: MCCLINTOCK, FRANK & SONS
2037 CUSTER AVE
BILLINGS, MT 59102

ROSANNE KENNEL
80 GIBSON RD
JOLIET, MT 59041

LARRY E KENNEL
80 GIBSON RD
JOLIET, MT 59041

Priority Date: JULY 31, 1933

Enforceable Priority Date: JULY 31, 1933

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 5.00 CFS

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

Climatic Area: 1 - HIGH

Maximum Acres: 190.00

Source Name: ROCK 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		NWSENE	8	4S	23E	CARBON

Period of Diversion: APRIL 1 TO NOVEMBER 4

Diversion Means: HEADGATE

Ditch Name: CLAWSON DITCH

DITCH NAME: CLAWSON DITCH

Period of Use: APRIL 1 to NOVEMBER 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	110.00		SE	2	4S	23E	CARBON
2	80.00		SW	1	4S	23E	CARBON

Total: 190.00

Geocodes/Valid: 10-0624-01-3-02-01-0000 - Y 10-0624-02-4-01-01-0000 - Y
10-0624-02-4-03-01-0000 - Y

Remarks:

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 144693 RECEIVED 05/12/2016.

OWNERSHIP UPDATE TYPE DOR # 150373 RECEIVED 10/03/2016.

THE CARBON COUNTY WATER RESOURCES SURVEY (1966) APPEARS TO INDICATE 182.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. 279-90, DATED 10/03/80, APPEARS TO INDICATE 177.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON ROCK CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 275, CARBON COUNTY.