

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: 41J 207443-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: MEAGHER COUNTY NEWLAN CREEK WATER DISTRICT
% STEVE BUCKINGHAM
859 MT HWY 360
WHITE SULPHUR SPRINGS, MT 59645

Priority Date: JULY 11, 1969

Enforceable Priority Date: JULY 11, 1969

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 75.00 CFS

THE WATER RIGHTS FOLLOWING THIS STATEMENT HAVE AN UNDIVIDED INTEREST IN A SINGLE WATER RIGHT FOR 75 CFS AS DECREED IN CASE NO. 4501 , MEAGHER COUNTY. 207441-00, 207442-00, 207443-00, 207444-00.

Maximum Volume: 5,075.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Source Name: SHEEP CREEK

Source Type: SURFACE WATER

THE DECREE STATES IN PARAGRAPH 12 THAT ". . . THE REMAINDER OF 5,075 ACRE FEET FROM DIVERSIONS OF SHEEP CREEK AND NEWLAN CREEK WATERS DURING THE IRRIGATING SEASON."

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		SWSESW	26	12N	7E	MEAGHER

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: HOLMSTROM DITCH

WATER DIVERTED FROM SHEEP CREEK IS CONVEYED TO NEWLAN CREEK WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE SWSWSE SEC 11 TWP 10N RGE 6E MEAGHER COUNTY.

Period of Use: MAY 1 to OCTOBER 15

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				11	10N	6E	MEAGHER
2				12	10N	6E	MEAGHER

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

207441-00 207442-00 207443-00 207444-00

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
IT IS NOT CLEAR FROM DOCUMENTATION SUBMITTED WHAT PART OF THE FLOW RATE AND PLACE OF USE HAVE BEEN PERFECTED.
NO MAXIMUM ACRES WERE CLAIMED.
PLACE OF USE SERVICE AREA CANNOT BE DETERMINED USING INFORMATION RECEIVED FROM CLAIMANT.

Remarks:

IT APPEARS THIS WATER RIGHT MAY NOT HAVE BEEN PERFECTED. ACCORDING TO INFORMATION IN THE CLAIM FILE, THIS RIGHT WAS NOT USED PRIOR TO JULY 1, 1973 . ALL ELEMENTS OF THIS CLAIM MAY BE QUESTIONABLE.

THIS CLAIM APPEARS TO DIVERT WATER FROM SEPARATE SOURCES. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.