

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: 40A 211602-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE
Late Claim: B

Owners: MCFARLAND WHITE RANCH INC
PO BOX 235
TWO DOT, MT 59085-0235

Priority Date: JUNE 1, 1890

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 12/02/85 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 1.93 CFS

Maximum Volume: 670.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 1,061.20

Source Name: BIG ELK 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	26	8N	13E	WHEATLAND

Period of Diversion: APRIL 15 TO OCTOBER 9

Diversion Means: HEADGATE

Subdivision: SEE REMARK FOR SUBDIVISION INFORMATION

2		NESE NW	35	8N	13E	WHEATLAND
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Period of Diversion: APRIL 15 TO OCTOBER 9

Diversion Means: PUMP

Subdivision: SEE REMARK FOR SUBDIVISION INFORMATION

3		NWNENW	2	7N	13E	WHEATLAND
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Period of Diversion: APRIL 15 TO OCTOBER 9

Diversion Means: PUMP

Subdivision: SEE REMARK FOR SUBDIVISION INFORMATION BLOCK: 000

4		NWSWSE	2	7N	13E	WHEATLAND
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Period of Diversion: APRIL 15 TO OCTOBER 9

Diversion Means: HEADGATE

Subdivision: SEE REMARK FOR SUBDIVISION INFORMATION

5		SESW SW	12	7N	13E	WHEATLAND
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Period of Diversion: APRIL 15 TO OCTOBER 9

Diversion Means: HEADGATE

Subdivision: SEE REMARK FOR SUBDIVISION INFORMATION

Period of Use: APRIL 15 to OCTOBER 9

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	45.00		N2	2	7N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					
2	172.00		E2	35	8N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					
3	119.00		SW	35	8N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4	20.00		NW	35	8N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					
5	65.00		E2	34	8N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					
6	112.20		N2	36	8N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					
7	34.00		SW	25	8N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					
8	65.00		SE	25	8N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					
9	70.00		NW	25	8N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					
10	56.00		NE	25	8N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					
11	188.00		S2	26	8N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					
12	35.00		NE	26	8N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					
13	80.00		S2	24	8N	13E	WHEATLAND
	Subdivision:	SEE REMARK FOR SUBDIVISION INFORMATION					
Total:	1,061.20						

SEE WATER RIGHT FILE FOR SUBDIVISION INFORMATION.

Geocodes/Valid:	44-1603-02-1-01-01-0000 - Y	44-1704-24-4-01-01-0000 - Y
	44-1704-25-1-01-01-0000 - Y	44-1704-26-1-01-01-0000 - Y
	44-1704-26-4-01-01-0000 - Y	44-1704-34-1-01-01-0000 - Y
	44-1704-35-2-01-01-0000 - Y	

Remarks:

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 92231 RECEIVED 12/15/2010.

CLAIM WAS NOT INCLUDED IN THE BASIN 40A TEMPORARY PRELIMINARY DECREE ISSUED 05/07/85. CLAIM FILED LATE 12/02/85 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.