

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: 41A 215046-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE
Late Claim: B

Owners: ALTA E SCOTT
1923 E JOYCE BLVD, APT 331
FAYETTEVILLE, AR 72703-5173

JOHN A SCOTT
% DAREL SCOTT
3943 RED ROCK S
DILLON, MT 59725

JAMES A SCOTT
% DAREL SCOTT
3943 RED ROCK S
DILLON, MT 59725

DANIEL A SCOTT
% DAREL SCOTT
3943 RED ROCK S
DILLON, MT 59725

DAREL E SCOTT
3943 RED ROCK S
DILLON, MT 59725

CLARK CANYON RANCH LLC
4350 HIGH BRIDGE RD
DILLON, MT 59725-8021

Priority Date: APRIL 8, 1930
Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 05/07/1996 . 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: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 4.13 CFS
THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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

Climatic Area: 5 - LOW

Maximum Acres: 109.00

Source Name: SPRING, UNNAMED TRIBUTARY OF RED ROCK RIVER
Source Type: SURFACE WATER

ALSO KNOWN AS PETERSON SPRING

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		NENWNW	1	12S	10W	BEAVERHEAD

Period of Diversion: MAY 1 TO SEPTEMBER 30
Diversion Means: DRAIN DITCH

Period of Use: MAY 1 to SEPTEMBER 30

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	29.00		W2SW	23	11S	10W	BEAVERHEAD
2	80.00		NW	26	11S	10W	BEAVERHEAD

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>
Total:	109.00						

Geocodes/Valid: 18-0093-23-3-01-01-0000 - Y 18-0093-26-2-01-01-0000 - 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.

117615-00 117616-00 215046-00

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/31/1997.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/10/1996.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 60244 RECEIVED 07/07/2008.

OWNERSHIP UPDATE TYPE DOR # 129491 RECEIVED 07/23/2014.

OWNERSHIP UPDATE TYPE 641 # 126422 RECEIVED 11/17/2014.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

CLAIM FILED LATE 05/07/1996 . 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.

USDA AERIAL PHOTOGRAPH NO(S). 579-158 , DATED 09/18/1979 , APPEARS TO INDICATE 81.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). CXM-7FF-175 , DATED 08/17/1965 , APPEARS TO INDICATE 81.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.