

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 215816-00 STATEMENT OF CLAIM
Version: 2 -- REEXAMINED
Version Status: ACTIVE
Late Claim: B

Owners:
CONNIE M SEXTON
1112 AVE F
BILLINGS, MT 59102

LARRY D SEXTON
1112 AVE F
BILLINGS, MT 59102

SHELDON W SEXTON
1112 AVE F
BILLINGS, MT 59102

VICKI A SEXTON
1112 AVE F
BILLINGS, MT 59102

RODNEY H SEXTON
1112 AVE F
BILLINGS, MT 59102

DONITA M SEXTON
1602 HARRIS CT
HELENA, MT 59601-5405

EDWARD SEXTON
1602 HARRIS CT
HELENA, MT 59601-5405

Priority Date: DECEMBER 31, 1949

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 06/24/1996 . 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: USE

Purpose (use): STOCK

Maximum Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Maximum Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: UNNAMED TRIBUTARY OF WEST RED LODGE 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 | | NENWNE | 11 | 7S | 18E | CARBON |

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Reservoir: ON STREAM

| <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------------|----------------|------------|------------|------------|---------------|
| | NENWNE | 11 | 7S | 18E | CARBON |

Diversion to Reservoir: DIVERSION # 1

Period of Use: JANUARY 1 to DECEMBER 31

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 | | | NENWNE | 11 | 7S | 18E | CARBON |

Geocodes/Valid: -- NO VALID GEOCODES --

Remarks:

THIS CLAIM NUMBER WAS NOT INCLUDED IN THE BASIN 43D TEMPORARY PRELIMINARY DECREE ISSUED 06/09/1993.

CLAIM FILED LATE 06/24/1996 . 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.