

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:** 43B 194777-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** 360 HOLDINGS LLC  
1281 E MAIN ST  
STAMFORD, CT 06902-8409

**Priority Date:** MAY 1, 1882  
**Enforceable Priority Date:** MAY 1, 1882

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 1.50 CFS

**Maximum Volume:**  
**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 191.00

**Source Name:** ELBOW CREEK  
**Source Type:** SURFACE WATER

**Point of Diversion and Means of Diversion:**

| <u>ID</u> | <u>Govt Lot</u> | <u>Qtr</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------|-----------------|------------|------------|------------|------------|---------------|
| 1         |                 | NENWNE     | 27         | 5S         | 9E         | PARK          |

**Period of Diversion:** APRIL 20 TO SEPTEMBER 24  
**Diversion Means:** HEADGATE  
**Ditch Name:** MALCOLM-HILL DITCH  
DITCH NAME: MALCOLM-HILL DITCH

**Period of Use:** APRIL 20 to SEPTEMBER 24

**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> |
|---------------|--------------|-----------------|------------|------------|------------|------------|---------------|
| 1             | 135.00       |                 | SE         | 28         | 5S         | 9E         | PARK          |
| 2             | 56.00        |                 | NE         | 33         | 5S         | 9E         | PARK          |
| <b>Total:</b> | 191.00       |                 |            |            |            |            |               |

**Geocodes/Valid:** -- NO VALID GEOCODES --

**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.

194774-00 194775-00 194776-00 194777-00 194778-00 194779-00 194780-00  
194781-00 194782-00 194783-00 194784-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/05/91.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/30/90.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 17894 RECEIVED 11/18/2004.

OWNERSHIP UPDATE TYPE 608 # 65141 RECEIVED 06/26/2008.

ALTHOUGH NOT OBJECTED TO, THE PLACE OF USE WAS CHANGED TO REFLECT THE REDUCTION IN MAXIMUM ACRES IRRIGATED.