

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: 430 211576-00 INTER-STATE CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE
Late Claim: B

Owners: SUNLIGHT RANCH CO
PO BOX 30825
SALT LAKE CITY, UT 84130-0825

Priority Date: MAY 7, 1868

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 11/18/1985 . 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): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.86 CFS

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

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 110.00

Source Name: EAST PASS 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 | | | | | | SHERIDAN |

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

Ditch Name: ENGLE DITCH

POINT OF DIVERSION IS THE SESESE, SECTION 23, TWP 58N, RGE 88W, SHERIDAN COUNTY, WYOMING.

Period of Use: APRIL 1 to NOVEMBER 1

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 | 33.00 | | NESE | 33 | 9S | 35E | BIG HORN |
| 2 | 24.00 | | NWSE | 33 | 9S | 35E | BIG HORN |
| 3 | 23.00 | | SESE | 33 | 9S | 35E | BIG HORN |
| 4 | 20.00 | | SWSE | 33 | 9S | 35E | BIG HORN |
| 5 | 10.00 | | SWSW | 34 | 9S | 35E | BIG HORN |
| Total: | 110.00 | | | | | | |

Geocodes/Valid: 22-0204-33-4-01-01-0000 - Y

Remarks:

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE CROW INDIAN RESERVATION.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 144405 RECEIVED 04/09/2014.

NO REVIEW OR DETERMINATION OF THE CLAIMED TYPE OF HISTORICAL RIGHT HAS BEEN MADE. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

Remarks:

CLAIM FILED LATE 11/18/1985 . 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). 179-165 , DATED 09/25/1980 , APPEARS TO INDICATE 57.95 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AN INTERSTATE USE OF WATER IS CLAIMED. PLACE OF USE IS IN MONTANA.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON EAST PASS CREEK WITH A PRIORITY DATE PREDATING CASE NO. 676, BIG HORN COUNTY.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED WYOMING CERTIFICATE OF APPROPRIATION IS 03/26/1892.