

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: 43C 19750-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: HAMMOND RANCH LTD PARTNERSHIP
12 WEST ROSEBUD RD
FISHTAIL, MT 59028

Priority Date: APRIL 28, 1902

Enforceable Priority Date: APRIL 28, 1902

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 7.50 CFS

Maximum Volume: 148.50 AC-FT

THE VOLUME QUANTIFICATION ON THIS CLAIM IS THE RESULT OF A STIPULATION FILED BY THE PARTIES WITH THE WATER COURT ON 06/01/87. THE COURT HAS MADE NO DETERMINATION AS TO THE NEED FOR A VOLUME QUANTIFICATION ON THIS CLAIM AS PROVIDED FOR IN 85-2-234 (6) (B) (III) M.C.A.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 30.00

Source Name: FISHTAIL 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		NENWNW	32	4S	18E	STILLWATER

Period of Diversion: APRIL 1 TO NOVEMBER 4

Diversion Means: HEADGATE

THIS DITCH IS THE SUBJECT OF A PARTNERSHIP DOCUMENT #256835 BETWEEN WILLIAM HAMMOND AND DONALD ESP FILED IN THE STILLWATER COUNTY COURT.

Period of Use: APRIL 1 to NOVEMBER 4

POINT OF USE IS LIMITED TO 10 DAYS, NOT TO EXCEED 148.50 ACRE FEET A DAY.

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	30.00		SWSE	29	4S	18E	STILLWATER
Total:	30.00						

Geocodes/Valid: 32-0617-29-4-01-01-0000 - Y

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE.

19750-00 78074-00

THIS CLAIM IS ASSOCIATED TO WATER RIGHT NO. 43C- C078074-00. THEY HAVE OVERLAPPING PLACES OF USE.

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

NOTICE OF WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/03/99.

THE TIMELY FILED OBJECTION OF DONALD ESP WAS AMENDED BY AGREEMENT OF THE PARTIES TO INCLUDE PERIOD OF USE. BECAUSE THIS ELEMENT WAS NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THIS CHANGE MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.