

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: 41D 36745-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

ROSS RANCH LLC
129 COOPER LN E
CODY, WY 82414-9233

LAST OF THE WEST LIVESTOCK CO
PO BOX 122
MELROSE, MT 59743-0122

ROBERT E WESTSTEYN
23252 S OLIVE AVE
RIPON, CA 95366-9611

JOANN WESTSTEYN
23252 S OLIVE AVE
RIPON, CA 95366-9611

OWNER LAST OF THE WEST LIVESTOCK CO RETAINED. CONTRACT FOR DEED INTEREST.

Priority Date: APRIL 30, 1884

Enforceable Priority Date: APRIL 30, 1884

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 5.42 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 143.00

Source Name: BIG HOLE RIVER

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		SWNWNE	2	3S	9W	MADISON

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: HEADGATE

Ditch Name: GALLAGHER DITCH

Period of Use: MAY 1 to OCTOBER 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	37.00		W2NE	11	3S	9W	MADISON
2	26.00		W2SE	11	3S	9W	MADISON
3	5.00		E2SESW	11	3S	9W	MADISON
4	31.00		W2W2NE	14	3S	9W	MADISON
5	25.00		E2NW	14	3S	9W	MADISON
6	19.00		E2SW	14	3S	9W	MADISON
Total:	143.00						

Geocodes/Valid: 25-0684-11-3-01-01-0000 - Y 25-0684-11-3-01-10-0000 - Y

25-0684-11-4-01-02-0000 - Y 25-0684-14-1-01-01-0000 - Y

25-0684-14-3-01-01-0000 - Y

Remarks:

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.

36745-00 136327-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/15/2004: PRIORITY DATE, MAXIMUM ACRES, PLACE OF USE.

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 1/9/98. MCCULLOUGH RANCHES TO LAST OF THE WEST - SPLIT - LAST OF THE WEST RECEIVES 6 ACRES IN THE E2SESW, SEC 11 AND 4 ACRES IN THE E2NW SEC 14.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 90320 RECEIVED 05/17/2011.

OWNERSHIP UPDATE TYPE DOR # 90309 RECEIVED 08/02/2011.