

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: 411 89999-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE

Version Status: ACTIVE

Owners: ROUND GROVE RANCH CO INC
642 MONROE AVE
HELENA, MT 59601

Priority Date: JUNE 22, 1897

Enforceable Priority Date: JUNE 22, 1897

THE MARCH 6, 2001 STIPULATION FILED BY THE PARTIES IN CASE 411-381 SPECIFIES THAT THE CLAIMANT HAS AGREED TO THE FOLLOWING RESTRICTION ON THIS WATER RIGHT: WATER RIGHT 411 89999-00 IS FROM A SOURCE OTHER THAN GURNETT CREEK. NO CALL CAN BE MADE ON ANY WATER RIGHT FROM GURNETT CREEK TO SATISFY WATER RIGHT 411 89999-00.

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 6.59 CFS

THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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

Climatic Area: 3 - MODERATE

Maximum Acres: 174.00

Source Name: SPRING, UNNAMED TRIBUTARY OF GURNETT CREEK

Source Type: SURFACE WATER

Source Name: UNNAMED TRIBUTARY OF GURNETT 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		SE	22	8N	2E	BROADWATER

Period of Diversion: MARCH 1 TO NOVEMBER 30

Source Name: SPRING, UNNAMED TRIBUTARY OF GURNETT CREEK

Diversion Means: DRAIN DITCH

Ditch Name: ROUND GROVE DITCH

2		SWNWSW	23	8N	2E	BROADWATER
---	--	--------	----	----	----	------------

Period of Diversion: MARCH 1 TO NOVEMBER 30

Source Name: UNNAMED TRIBUTARY OF GURNETT CREEK

Diversion Means: DRAIN DITCH

Ditch Name: ROUND GROVE DITCH

DITCH NAME FOR DIVERSION NO. 2 IS: ROUND GROVE DITCH

DITCH NAME FOR DIVERSION NO. 01 IS: ROUND GROVE DITCH

Period of Use: MARCH 1 to NOVEMBER 30

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	2.00		SENWNW	16	8N	2E	BROADWATER
2	6.00		SWSENW	16	8N	2E	BROADWATER
3	4.00		E2SWNW	16	8N	2E	BROADWATER
4	2.00		SWSWSE	16	8N	2E	BROADWATER
5	4.00		NWNESW	16	8N	2E	BROADWATER
6	3.00		SWNESW	16	8N	2E	BROADWATER
7	20.00		NWSW	16	8N	2E	BROADWATER
8	23.00		SESW	16	8N	2E	BROADWATER
9	2.00		W2SESW	22	8N	2E	BROADWATER

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>
10	24.00		SWSW	22	8N	2E	BROADWATER
11	17.00		NWNE	27	8N	2E	BROADWATER
12	4.00		SENENW	27	8N	2E	BROADWATER
13	55.00		S2NW	27	8N	2E	BROADWATER
14	8.00		N2NWSW	27	8N	2E	BROADWATER
Total:	174.00						

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.

89996-00 89997-00 89999-00 90001-00 90002-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/15/89: SOURCE, POINT OF DIVERSION, FLOW RATE, PLACE OF USE.

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 15 TO OCTOBER 15.

THE BROADWATER COUNTY WATER RESOURCES SURVEY (1956) APPEARS TO INDICATE 99.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.