

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 90002-00 STATEMENT OF CLAIM  
**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

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

**Priority Date:** MARCH 1, 1904

**Enforceable Priority Date:** MARCH 1, 1904

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: DESPITE THEIR RELATIVE PRIORITY DATES, NO CALL CAN BE MADE ON WATER RIGHT 411 133607-00 TO SATISFY WATER RIGHT 411 90002-00.

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 3.18 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:** 84.00

**Source Name:** 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	27	8N	2E	BROADWATER

**Period of Diversion:** MARCH 1 TO NOVEMBER 30  
**Diversion Means:** HEADGATE

2		NW	27	8N	2E	BROADWATER
---	--	----	----	----	----	------------

**Period of Diversion:** MARCH 1 TO NOVEMBER 30  
**Diversion Means:** HEADGATE

3		NE	27	8N	2E	BROADWATER
---	--	----	----	----	----	------------

**Period of Diversion:** MARCH 1 TO NOVEMBER 30  
**Diversion Means:** HEADGATE

4		SE	27	8N	2E	BROADWATER
---	--	----	----	----	----	------------

**Period of Diversion:** MARCH 1 TO NOVEMBER 30  
**Diversion Means:** HEADGATE

5		SW	27	8N	2E	BROADWATER
---	--	----	----	----	----	------------

**Period of Diversion:** MARCH 1 TO NOVEMBER 30  
**Diversion Means:** HEADGATE

**Period of Use:** MARCH 1 to NOVEMBER 30

THIS RIGHT INCLUDES HIGH OR FLOOD WATERS OF GURNETT CREEK.

**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	17.00		NW	27	8N	2E	BROADWATER
2	4.00		SE	27	8N	2E	BROADWATER
3	55.00		S2	27	8N	2E	BROADWATER
4	8.00		N2	27	8N	2E	BROADWATER

**Total:** 84.00

**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

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 0.00 ACRES IRRIGATED.

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