

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: 76G 90774-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Version Status: ACTIVE

Owners: DAVID A HEFFERNAN
3902 LOST CREEK RD STOP 5
ANACONDA, MT 59711-9291

DEEDRA D HEFFERNAN
3902 LOST CREEK RD STOP 5
ANACONDA, MT 59711-9291

KAREN L MACKEY
371 MACLUND DR
ANACONDA, MT 59711-6243

JAMES N KILLOY
3910 LOST CREEK RD
ANACONDA, MT 59711-9218

BARBARA A KILLOY
3910 LOST CREEK RD
ANACONDA, MT 59711-9218

* OWNERSHIP OF WATER RIGHT CHANGED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE TEMPORARY PRELIMINARY DECREE.

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: NOVEMBER 2, 1914

Enforceable Priority Date: NOVEMBER 2, 1914

Type of Historical Right: FILED

Purpose (use): STOCK

Maximum Flow Rate:

Maximum Volume: THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SPRING, UNNAMED TRIBUTARY OF LOST CREEK

Source Type: SURFACE WATER

SPRING GULCH SPRING

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		SWSW	14	5N	11W	DEER LODGE

Period of Diversion: JUNE 1 TO DECEMBER 31

Diversion Means: MULTIPLE

Ditch Name: SPRING GULCH DITCH

THE MEANS OF DIVERSION ARE LIVESTOCK DIRECT FROM SOURCE AND DITCH. WATER FROM SPRING GULCH SPRING IS CONVEYED THROUGH SPRING GULCH DITCH TO LOST CREEK WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION, THE HENAULT DITCH, IN THE SWNENW SEC 23 TWP 5N RGE 11W DEER LODGE COUNTY. STOCK DRINK DIRECTLY FROM THE SPRING AND BOTH DITCHES.

Period of Use: JUNE 1 to DECEMBER 31

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			SWSW	14	5N	11W	DEER LODGE

Geocodes/Valid: 30-1377-14-4-02-03-0000 - Y 30-1377-14-4-02-04-0000 - Y
30-1377-14-4-02-05-0000 - Y 30-1377-15-4-02-08-0000 - Y

Remarks:

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/09/2007. OWNERSHIP UPDATE ID #44892. DAVID A AND DEEDRA D HEFFERNAN RECEIVED TRACT 4 - CERTIFICATE OF SURVEY 335A.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 04/20/2007. OWNERSHIP UPDATE ID #48064. KAREN MACKEY RECEIVED TRACT 1, 3, 5 & 6 OF CERTIFICATE OF SURVEY 335A. A PORTION OF THE LAND IS IN THE SW OF SEC 14 (LISTED AS PARCELS 28 & 30 ON MAP 1).

WATER RIGHT OWNERSHIP UPDATE RECEIVED 10/17/2007. OWNERSHIP UPDATE ID #49969. JAMES N AND BARBARA A KILLOY RECEIVED A 13.5 ACRE TRACT. A PORTION OF THE LAND IS IN THE SW OF SEC 14 (LISTED AS PARCEL 31 ON MAP 1).

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 44892 RECEIVED 03/09/2007.

OWNERSHIP UPDATE TYPE 608 # 48064 RECEIVED 04/20/2007.

OWNERSHIP UPDATE TYPE 608 # 49969 RECEIVED 10/17/2007.