

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: 41A 94733-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
VIOLA IVERSON
24 N WALNUT ST
DILLON, MT 59725-3264

SANDRA L HANSEN
PO BOX 48
DELL, MT 59724-0048

ROSS L HANSEN
PO BOX 48
DELL, MT 59724-0048

Priority Date: MAY 1, 1940
Enforceable Priority Date: MAY 1, 1940

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 5.00 CFS

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

Climatic Area: 5 - LOW

Maximum Acres: 1,370.00

Source Name: NICHOLIA 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 | | NENESW | 18 | 15S | 10W | BEAVERHEAD |
| Period of Diversion: APRIL 15 TO OCTOBER 1 | | | | | | |
| Diversion Means: HEADGATE | | | | | | |
| 2 | | SWNESW | 18 | 15S | 10W | BEAVERHEAD |
| Period of Diversion: APRIL 15 TO OCTOBER 1 | | | | | | |
| Diversion Means: HEADGATE | | | | | | |
| 3 | 3 | SENWSW | 18 | 15S | 10W | BEAVERHEAD |
| Period of Diversion: APRIL 15 TO OCTOBER 1 | | | | | | |
| Diversion Means: HEADGATE | | | | | | |
| 4 | | SESESE | 13 | 15S | 11W | BEAVERHEAD |
| Period of Diversion: APRIL 15 TO OCTOBER 1 | | | | | | |
| Diversion Means: HEADGATE | | | | | | |
| 5 | | NESWSE | 24 | 15S | 11W | BEAVERHEAD |
| Period of Diversion: APRIL 15 TO OCTOBER 1 | | | | | | |
| Diversion Means: HEADGATE | | | | | | |

Period of Use: APRIL 15 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 | 84.50 | | SE | 7 | 15S | 10W | BEAVERHEAD |
| 2 | 10.50 | | SESW | 7 | 15S | 10W | BEAVERHEAD |
| 3 | 2.00 | | SWSWNE | 8 | 15S | 10W | BEAVERHEAD |
| 4 | 0.75 | | SESENE | 8 | 15S | 10W | BEAVERHEAD |
| 5 | 280.00 | | S2 | 8 | 15S | 10W | BEAVERHEAD |
| 6 | 70.00 | | W2SW | 9 | 15S | 10W | BEAVERHEAD |
| 7 | 281.50 | | N2 | 17 | 15S | 10W | BEAVERHEAD |
| 8 | 52.75 | | N2SW | 17 | 15S | 10W | BEAVERHEAD |

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> |
|---------------|--------------|-----------------|----------------|------------|------------|------------|---------------|
| 9 | 5.50 | | NWSWSW | 17 | 15S | 10W | BEAVERHEAD |
| 10 | 505.00 | | | 18 | 15S | 10W | BEAVERHEAD |
| 11 | 26.25 | | NWNE | 19 | 15S | 10W | BEAVERHEAD |
| 12 | 51.25 | | N2NW | 19 | 15S | 10W | BEAVERHEAD |
| Total: | 1,370.00 | | | | | | |

| Geocodes/Valid: | | |
|------------------------|-----------------------------|-----------------------------|
| | 18-0010-07-4-01-01-0000 - Y | 18-0010-08-3-01-01-0000 - Y |
| | 18-0010-09-3-01-01-0000 - Y | 18-0010-17-1-01-01-0000 - Y |
| | 18-0010-18-1-01-01-0000 - Y | 18-0010-19-2-01-01-0000 - Y |

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.

| | | | | | | |
|----------|----------|----------|----------|----------|----------|----------|
| 94725-00 | 94726-00 | 94727-00 | 94728-00 | 94729-00 | 94733-00 | 94735-00 |
| 94736-00 | 94737-00 | 94738-00 | 94739-00 | 94740-00 | 94741-00 | 94742-00 |
| 94748-00 | | | | | | |

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/24/2012: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

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

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON NICHOLIA CREEK WITH A PRIORITY DATE PREDATING CASE NO. 3808, BEAVERHEAD COUNTY.