

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: 41F 97873-00 PROVISIONAL PERMIT
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: HEBGEN LAKE ESTATES OWNERS' ASSN INC
PO BOX 699
WEST YELLOWSTONE, MT 59758-0699

Priority Date: APRIL 17, 1996 at 03:15 P.M.

Enforceable Priority Date: APRIL 17, 1996 at 03:15 P.M.

Purpose (use): COMMERCIAL
LAWN AND GARDEN
MULTIPLE DOMESTIC
COMMERCIAL USE IS FOR RETAIL BUSINESS.

Maximum Flow Rate: 67.00 GPM

Maximum Volume: 108.00 AC-FT

Maximum Acres: 32.25

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	SE	SW	24	12S 4E GALLATIN

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Subdivision: HEBGEN LAKE ESTATES TRACT/LOT: 15 BLOCK: 3

Water temperature: 44.00 DEGREES

Well Depth: 224.00 FEET

Static Water Level: 10.00 FEET

Casing Diameter: 8.63 INCHES

Pump Size: 10.00 HP

Purpose (Use): COMMERCIAL

Volume: 2.00 AC-FT

Period of Use: JANUARY 1 to DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2	24	12S	4E	GALLATIN

Subdivision: HEBGEN LAKE ESTATES

Purpose (Use): LAWN AND GARDEN

Irrigation Type: SPRINKLER

Volume: 21.00 AC-FT

Period of Use: APRIL 1 to NOVEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	32.25		W2	24	12S	4E	GALLATIN

Subdivision: HEBGEN LAKE ESTATES

Total: 32.25

Purpose (Use): MULTIPLE DOMESTIC

Households: 99

Volume: 85.00 AC-FT

Period of Use: JANUARY 1 to DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			W2	24	12S	4E	GALLATIN

Subdivision: HEBGEN LAKE ESTATES

Place of Use:

ID Acres Govt Lot Qtr Sec Sec Twp Rge County

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME MEANS OF DIVERSION.

97872-00 97873-00

ASSOCIATED RIGHT

THIS PERMIT IS ASSOCIATED TO WATER RIGHT NO. 41F-P033294-00. THEY SHARE A COMMON WELL. THIS PERMIT IS ASSOCIATED TO WATER RIGHT NO. 41F-P031587-00, 41F-P033294-00 AND 41F-P097872-00. THEY HAVE THE SAME PLACE OF USE. THE COMBINED APPROPRIATION IS 177 GPM UP TO 171 ACRE-FEET PER ANNUM .

GROUNDWATER WASTE & CONTAMINATION

THIS RIGHT IS SUBJECT TO SECTION 85-2-505, MCA, REQUIRING ALL WELLS BE CONSTRUCTED SO THEY WILL NOT ALLOW WATER TO BE WASTED OR CONTAMINATE OTHER WATER SUPPLIES OR SOURCES, AND ALL FLOWING WELLS SHALL BE CAPPED OR EQUIPPED SO THE FLOW OF THE WATER MAY BE STOPPED WHEN NOT BEING PUT TO BENEFICIAL USE.

GROUNDWATER WELL - ACCESS PORT

THE FINAL COMPLETION OF THE WELL(S) MUST INCLUDE AN ACCESS PORT OF AT LEAST .50 INCH SO THE STATIC LEVEL OF THE WELL MAY BE ACCURATELY MEASURED.

U.S. NATIONAL PARK SERVICE COMPACT (YELLOWSTONE)

THIS RIGHT IS ISSUED IN ACCORDANCE WITH THE YELLOWSTONE CONTROLLED GROUNDWATER AREA PROVISIONS OF THE JANUARY 31, 1994, U.S. NATIONAL PARK SERVICE MONTANA COMPACT. THE DEPARTMENT MAY MODIFY OR REVOKE THIS PERMIT IF THE PROVISIONS OF THE COMPACT ARE NOT MET. THE APPROPRIATOR SHALL ALLOW ACCESS TO THE WELL BY THE MONTANA BUREAU OF MINES AND GEOLOGY FOR WATER SAMPLING AS PROVIDED IN THE COMPACT. FURTHER, THIS RIGHT IS SUBJECT TO THE CONDITION THAT THE APPROPRIATOR INSTALL AN ADEQUATE METERING DEVICE TO ALLOW THE VOLUME OF WATER DIVERTED TO BE RECORDED. THE TYPE AND LOCATION OF THE METER SHALL BE DETERMINED BY THE DEPARTMENT. THE APPROPRIATOR SHALL KEEP A WRITTEN RECORD OF THE VOLUME OF ALL WATERS DIVERTED, INCLUDING THE PERIOD OF TIME, AND SHALL SUBMIT SAID RECORDS BY JANUARY 15TH OF EACH YEAR AND/OR UPON REQUEST TO THE MONTANA BUREAU OF MINES AND GEOLOGY, MONTANA TECH, 1300 W PARK ST, BUTTE, MT 59701-8997.

PROGRESS REPORT REQUIRED

THE APPROPRIATOR SHALL SUBMIT A PROGRESS REPORT OF THE WORK COMPLETED UNDER THIS RIGHT BY NOVEMBER 30TH OF EACH YEAR UNTIL COMPLETION OF THE PROJECT. SUBMIT REPORTS TO THE WATER RESOURCES REGIONAL OFFICE AT THE ADDRESS LISTED BELOW. 151 EVERGREEN DRIVE, SUITE C, BOZEMAN, MT 59102 PH: 406-586-3136 FAX: 406-587-9726

DEPARTMENT RIGHT OF ACCESS

THIS PERMIT IS SUBJECT TO THE AUTHORITY OF THE DEPARTMENT TO REVOKE THE PERMIT IN ACCORDANCE WITH 85-2- 314, MCA, AND TO ENTER ONTO THE PREMISES FOR INVESTIGATIVE PURPOSES IN ACCORDANCE WITH 85-2-115, MCA.

OWNERSHIP UPDATE RECEIVED

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/07/96.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 17946 RECEIVED 11/22/2004.