#### 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:	41H 99637-00 STATEMENT OF CLAIM
	Version: 3 POST DECREE
Owners:	Version Status: ACTIVE
Owners:	ROBERT D BRENDEN 8404 HUFFINE LN
	BOZEMAN, MT 59718-9421
Priority Date:	JUNE 1, 1872
Enforceable Priori	ity Date: JUNE 1, 1872
Type of Historical Right:	: DECREED
Purpose (use):	IRRIGATION
Irrigation Type:	SPRINKLER/FLOOD
Maximum Flow Rate:	1.00 CFS
Maximum Volume:	THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area:	4 - MODERATELY LOW
Maximum Acres:	165.44
Source Name:	WEST GALLATIN RIVER
Source Type:	SURFACE WATER
Point of Diversion and M	
<u>ID</u> 1	<u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u> SWNWNW 11 3S 4E GALLATIN
Period of Diversion	n: MAY 1 TO OCTOBER 19
Diversion Means:	
Ditch Name:	FARMERS CANAL
Period of Use:	MAY 1 to OCTOBER 19
Place of Use:	
Place of Use: <u>ID Acres</u>	<u>Govt Lot Qtr Sec Sec Twp Rge</u> <u>County</u>
Place of Use:	
ID   Acres     1   77.50     2   32.40     3   16.65	Govt LotQtr SecSecTwpRgeCountyE2NW172S5EGALLATINW2NW172S5EGALLATINE2NWSW172S5EGALLATIN
Mace of Use:     ID   Acres     1   77.50     2   32.40     3   16.65     4   38.89	Govt LotQtr SecSecTwpRgeCountyE2NW172S5EGALLATINW2NW172S5EGALLATINE2NWSW172S5EGALLATINNESW172S5EGALLATIN
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	Govt LotQtr SecSecTwpRgeCountyE2NW172S5EGALLATINW2NW172S5EGALLATINE2NWSW172S5EGALLATINNESW172S5EGALLATIN
Mace of Use:     ID   Acres     1   77.50     2   32.40     3   16.65     4   38.89	Govt LotQtr SecSecTwpRgeCountyE2NW172S5EGALLATINW2NW172S5EGALLATINE2NWSW172S5EGALLATINNESW172S5EGALLATINNESW172S5EGALLATIN06-0798-17-2-01-01-0000 - Y06-0798-17-2-02-01-6500 - Y06-0798-17-2-02-01-6500 - Y
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	Govt LotQtr Sec E2NWSec 17Twp 2SRge SECounty GALLATIN SE $W2NW$ 17 172S5E SEGALLATIN BALLATIN SE $W2NWW$ 17 172S 2S5E 
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	Govt LotQtr SecSecTwpRgeCountyE2NW172S5EGALLATINW2NW172S5EGALLATINE2NWSW172S5EGALLATINNESW172S5EGALLATINNESW172S5EGALLATIN06-0798-17-2-01-01-0000 - Y06-0798-17-2-02-01-6500 - Y06-0798-17-2-02-01-6500 - Y
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	Govt LotQtr Sec E2NWSec 17Twp 2SRge SECounty GALLATIN SE $W2NW$ 17 172S5E SEGALLATIN BALLATIN SE $W2NWW$ 17 172S 2S5E SE GALLATIN SE06-0798-17-2-01-01-0000 - Y 06-0798-17-2-02-01-6500 - Y06-0798-17-2-02-01-6500 - Y 06-0798-17-2-06-05-0000 - Y
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	Govt LotQtr Sec E2NWSec 17Twp 2SRge SECounty GALLATIN SE $W2NW$ 17 172S5E SEGALLATIN BALLATIN SESW06-0798-17-2-01-01-0000 - Y06-0798-17-2-02-01-6500 - Y 06-0798-17-2-06-05-0000 - Y06-0798-17-2-06-03-0000 - Y06-0798-17-2-06-05-0000 - Y 06-0798-17-2-06-09-0000 - Y06-0798-17-2-06-07-0000 - Y06-0798-17-2-06-09-0000 - Y
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	Govt Lot   Qtr Sec E2NW   Sec 17   Twp 2S   Rge 5E   County     M2NW   17   2S   5E   GALLATIN     M2NWSW   17   2S   5E   GALLATIN     E2NWSW   17   2S   5E   GALLATIN     NESW   17   2S   5E   GALLATIN     06-0798-17-2-01-01-0000 - Y   06-0798-17-2-02-01-6500 - Y   06-0798-17-2-06-05-0000 - Y     06-0798-17-2-06-03-0000 - Y   06-0798-17-2-06-05-0000 - Y   06-0798-17-2-06-05-0000 - Y     06-0798-17-2-06-07-0000 - Y   06-0798-17-2-06-09-0000 - Y   06-0798-17-2-06-09-0000 - Y     06-0798-17-2-06-11-0000 - Y   06-0798-17-2-06-13-0000 - Y   06-0798-17-2-06-13-0000 - Y
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	Govt LotQtr See E2NWSee 17Twp 2SRge 5ECounty GALLATIN GALLATIN SE $W2NW$ 17 172S5E SEGALLATIN GALLATIN SE $E2NWSW$ 17 172S 
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	Govt Lot Qtr Sec E2NW Sec 17 Twp 2S Rgc 5E Gounty   W2NW 17 2S 5E GALLATIN   W2NWSW 17 2S 5E GALLATIN   E2NWSW 17 2S 5E GALLATIN   NESW 17 2S 5E GALLATIN   06-0798-17-2-01-01-0000 - Y 06-0798-17-2-02-01-6500 - Y 06-0798-17-2-06-05-0000 - Y   06-0798-17-2-06-03-0000 - Y 06-0798-17-2-06-05-0000 - Y 06-0798-17-2-06-05-0000 - Y   06-0798-17-2-06-11-0000 - Y 06-0798-17-2-06-03-0000 - Y 06-0798-17-2-06-13-0000 - Y   06-0798-17-2-06-11-0000 - Y 06-0798-17-2-07-01-0000 - Y 06-0798-17-2-06-13-0000 - Y   06-0798-17-2-06-15-0000 - Y 06-0798-17-2-07-01-0000 - Y 06-0798-17-2-07-01-0000 - Y   06-0798-17-2-07-03-0000 - Y 06-0798-17-2-07-01-0000 - Y 06-0798-17-2-07-01-0000 - Y
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	Govt LotQtr Sec E2NWSec 17Twp 2SRge 5ECounty GALLATIN 5E $E2NWSW$ 17 172S 2S5EGALLATIN GALLATIN SE $E2NWSW$ 17 172S 2S5EGALLATIN 
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	Govt Lot $\underbrace{Otr Sec}{E2NW}$ $\underbrace{Sec}{17}$ $\underbrace{Twp}{2S}$ $\underbrace{Rge}{5E}$ $\underbrace{County}{GALLATIN}$ $\underbrace{N2NW}$ $\underbrace{17}{17}$ $\underbrace{2S}{2S}$ $\underbrace{5E}{5E}$ $\underbrace{GALLATIN}{GALLATIN}$ $\underbrace{N2NWSW}$ $\underbrace{17}{17}$ $\underbrace{2S}{2S}$ $\underbrace{5E}{5E}$ $\underbrace{GALLATIN}{GALLATIN}$ $\underbrace{06-0798-17-2-01-01-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-02-01-6500 - Y}{NESW}$ $\underbrace{06-0798-17-2-06-03-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-06-03-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-06-07-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-06-05-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-06-13-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-06-15-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-07-01-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-07-01-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-07-03-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-07-05-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-07-11-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-07-07-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-07-15-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-07-15-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-07-13-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-07-15-0000 - Y}{NESW}$ $\underbrace{06-0798-17-2-07-15-0000 - Y}{NESW}$
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	$ \begin{array}{ccccc} \hline Sovt Lot & Qtr Sec \\ E2NW & 17 \\ W2NW & 17 \\ E2NWSW & 17 \\ E2NWSW & 17 \\ NESW & 17 \\ SE \\ SE \\ SE \\ SS \\ SS \\ SS \\ SS \\ S$
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	Covt LotQtr See E2NWSee 17Twp 2SRege 5ECounty GALLATIN 5E $M2NW$ 17 172S $SE$ 5EGALLATIN GALLATIN 5E $06-0798-17-2-01-01-0000 - Y$ $06-0798-17-2-02-01-6500 - Y$ $06-0798-17-2-06-03-0000 - Y$ $06-0798-17-2-06-03-0000 - Y$ $06-0798-17-2-06-05-0000 - Y$ $06-0798-17-2-06-07-0000 - Y$ $06-0798-17-2-06-07-0000 - Y$ $06-0798-17-2-06-09-0000 - Y$ $06-0798-17-2-06-13-0000 - Y$ $06-0798-17-2-06-15-0000 - Y$ $06-0798-17-2-06-13-0000 - Y$ $06-0798-17-2-07-01-0000 - Y$ $06-0798-17-2-07-07-07000 - Y$ $06-0798-17-2-07-01-0000 - Y$ $06-0798-17-2-07-11-0000 - Y$ $06-0798-17-2-07-13-0000 - Y$ $06-0798-17-2-07-15-0000 - Y$ $06-0798-17-2-07-15-0000 - Y$ $06-0798-17-2-07-13-0000 - Y$ $06-0798-17-2-07-15-0000 - Y$ $06-0798-17-2-07-15-0000 - Y$ $06-0798-17-2-07-17-0000 - Y$ $06-0798-17-2-07-15-0000 - Y$ $06-0798-17-2-07-15-0000 - Y$ $06-0798-17-2-07-17-0000 - Y$ $06-0798-17-2-07-15-0000 - Y$ $06-0798-17-2-07-17-0000 - Y$ $06-0798-17-2-07-15-0000 - Y$ $06-0798-17-2-07-13-0000 - Y$ $06-0798-17-2-07-19-0000 - Y$ $06-0798-17-2-07-17-0000 - Y$ $06-0798-17-2-07-19-0000 - Y$ $06-0798-17-2-08-05-0000 - Y$ $06-0798-17-2-08-03-0000 - Y$ $06-0798-17-2-08-03-0000 - Y$ $06-0798-17-2-08-03-0000 - Y$
D   Acres     1   77.50     2   32.40     3   16.65     4   38.89     Total:   165.44	Govt Lot   Qtr See E2NW   See 17   Twp 2S   Rge 5E   Gallatin     W2NW   17   2S   5E   GALLATIN     E2NWSW   17   2S   5E   GALLATIN     E2NWSW   17   2S   5E   GALLATIN     NESW   17   2S   5E   GALLATIN     06-0798-17-2-01-01-0000 - Y   06-0798-17-2-06-05-0000 - Y   06-0798-17-2-06-05-0000 - Y     06-0798-17-2-06-07-0000 - Y   06-0798-17-2-06-09-0000 - Y   06-0798-17-2-06-09-0000 - Y     06-0798-17-2-06-11-0000 - Y   06-0798-17-2-06-13-0000 - Y   06-0798-17-2-07-01-0000 - Y     06-0798-17-2-07-03-0000 - Y   06-0798-17-2-07-01-0000 - Y   06-0798-17-2-07-01-0000 - Y     06-0798-17-2-07-07-0000 - Y   06-0798-17-2-07-01-0000 - Y   06-0798-17-2-07-11-0000 - Y     06-0798-17-2-07-13-0000 - Y   06-0798-17-2-07-15-0000 - Y   06-0798-17-2-07-15-0000 - Y     06-0798-17-2-07-13-0000 - Y   06-0798-17-2-07-19-0000 - Y   06-0798-17-2-07-19-0000 - Y     06-0798-17-2-07-17-0000 - Y   06-0798-17-2-07-19-0000 - Y   06-0798-17-2-07-19-0000 - Y     06-0798-17-2-07-19-0000 - Y   06-0798-17-2-07-19-0000 - Y   06-0798-17-2-07-

## **Remarks:**

THE PLACE OF USE AND MAXIMUM ACRES WERE AMENDED BY THE WATER COURT PURSUANT TO SECTION 85-2-233(6), MCA.

A CLERICAL CORRECTION HAS BEEN MADE TO THE POINT OF DIVERSION. BECAUSE THIS ELEMENT

### **Remarks:**

WAS NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHT MAY BE ADVERSELY AFFECTED BY THE ENFORCEMENT OF THIS CHANGE MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.

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

SPLIT CLAIM NO. 41H 30103797 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

## OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 24184 RECEIVED 08/02/2005. OWNERSHIP UPDATE TYPE 608 # 24642 RECEIVED 08/02/2005. OWNERSHIP UPDATE TYPE WATER COURT ORDER # 135461 RECEIVED 10/09/2015.