

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 115519-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
ERIC D MONSON
315 NORTH 23RD
BOZEMAN, MT 59718

WENDY R MONSON
315 NORTH 23RD
BOZEMAN, MT 59718

DANIEL N MARCH
220 HODGEMAN CANYON DR
BOZEMAN, MT 59718-7319

ERNESTINE T MARCH
220 HODGEMAN CANYON DR
BOZEMAN, MT 59718-7319

CLIFFORD MONTAGNE
1105 SOUTH TRACY AVE
BOZEMAN, MT 59715

JOAN W MONTAGNE
1105 SOUTH TRACY AVE
BOZEMAN, MT 59715

Priority Date: APRIL 4, 1881
Enforceable Priority Date: APRIL 4, 1881

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 450.00 GPM
Maximum Volume: 546.78 AC-FT
Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 36.29

Source Name: HODGEMAN CANYON CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	11	3S	5E	GALLATIN

Period of Diversion: APRIL 1 TO DECEMBER 31
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE
Subdivision: HODGEMAN CANYON SUBD BLOCK: 6

2			SE	11	3S	5E	GALLATIN
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Period of Diversion: APRIL 1 TO DECEMBER 31
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE
Subdivision: HODGEMAN CANYON SUBD BLOCK: 7

3			SESESE	11	3S	5E	GALLATIN
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Period of Diversion: APRIL 1 TO DECEMBER 31
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE
Subdivision: HODGEMAN CANYON SUBD BLOCK: 7

4			SESESE	11	3S	5E	GALLATIN
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Period of Diversion: APRIL 1 TO DECEMBER 31
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE
Subdivision: HODGEMAN CANYON SUBD BLOCK: 7

Period of Use: APRIL 1 to DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.20		SE	11		3S	5E	GALLATIN
	Subdivision:	HODGEMAN CANYON SUBD BLOCK: 6						
2	11.59		SE	11		3S	5E	GALLATIN
	Subdivision:	HODGEMAN CANYON SUBD BLOCK: 7						
3	14.50		SE	11		3S	5E	GALLATIN
	Subdivision:	HODGEMAN CANYON SUBD BLOCK: 8						
Total:	36.29							

Geocodes/Valid: 06-0698-11-4-01-40-0000 - Y 06-0698-11-4-01-45-0000 - Y
 06-0698-11-4-01-50-0000 - 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.

115519-00 122621-00 122622-00 122625-00 138831-00 138832-00 138833-00

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 8656 RECEIVED 05/13/2003.
 OWNERSHIP UPDATE TYPE 608 # 8763 RECEIVED 05/16/2003.
 OWNERSHIP UPDATE TYPE 608 # 37163 RECEIVED 05/02/2006.
 OWNERSHIP UPDATE TYPE DOR # 97426 RECEIVED 06/11/2010.

THIS CLAIM PRESENTS ISSUES OF FACT AND LAW THAT MAY BE ADDRESSED AT THE OBJECTION STAGE. THERE MAY BE PROBLEMS WITH VOLUME. TO ASSURE THE ORDERLY ADMINISTRATION OF WATER RIGHTS, THE WATER COURTS WILL SET A HEARING TO DETERMINE THESE ISSUES IF NO OBJECTIONS ARE MADE.