

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

GENERAL ABSTRACT

A version with a more recent operating authority date exists. Contact DNRC for details.

Water Right Number: 41H 138800-00 STATEMENT OF CLAIM
Version: 2 -- CHANGE AUTHORIZATION
Version Status: ACTIVE

THIS AUTHORIZATION IS LIMITED TO THE AMOUNT OF THE HISTORIC USE RECOGNIZED BY THE DEPARTMENT IN THIS PROCEEDING AS SUBJECT TO CHANGE, AND WILL THEREAFTER NOT EXCEED THAT AMOUNT. IF THE HISTORIC USE IS REDUCED UNDER ADJUDICATION PROCEEDINGS PURSUANT TO TITLE 85, CHAPTER 2, PART 2, MCA, THIS AUTHORIZATION WILL BE LIMITED TO A LESSER AMOUNT.

Owners: SUNDANCE SPRINGS RESIDENTIAL OWNERS ASSN
PO BOX 933
BOZEMAN, MT 59771-0933

Priority Date: JANUARY 1, 1934
Enforceable Priority Date: JANUARY 1, 1934

Purpose (use): IRRIGATION
FISH AND WILDLIFE

Irrigation Type: FLOOD
Maximum Flow Rate: 2.50 CFS
Maximum Volume: 246.77 AC-FT
Climatic Area: 4 - MODERATELY LOW
Maximum Acres: 7.60

Source Name: NASH SPRING 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>Twp</u>	<u>Rge</u>	<u>County</u>
1		E2NENW	30	2S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 31
Diversion Means: HEADGATE

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NENENW	30	2S	6E	GALLATIN

Depth: 12.00 FEET
Surface Area: 2.40 ACRES
Current Capacity: 14.40 ACRE-FEET

Period of Use: APRIL 15 to OCTOBER 31

Purpose (Use): IRRIGATION
Period of Use: APRIL 15 to OCTOBER 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	7.60		NW	30	2S	6E	GALLATIN

Total: 7.60

Purpose (Use): FISH AND WILDLIFE
Period of Use: APRIL 15 to OCTOBER 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			NENENW	30	2S	6E	GALLATIN

Geocodes/Valid: 06-0799-30-2-22-01-6500 - Y

Remarks:

AUTHORIZATION TO CHANGE THE POINT OF DIVERSION, PLACE OF USE, PURPOSE OF USE ISSUED 01/05/99. NOTICE OF COMPLETION DUE 12/31/99. SEE 41H-G(W)138797-00 .

A MEASURING DEVICE IS ALSO REQUIRED ON THE OUTFLOW OF THE RESERVOIR. MONTHLY RECORDS SHALL BE KEPT OF THE FLOW RATE AND VOLUME OF ALL WATER RETURNED TO THE SOURCE. THESE RECORDS SHALL ALSO BE SUBMITTED BY NOVEMBER 30 TO THE AFOREMENTIONED ADDRESS.

FILE IS IN MARSHALLS OFFICE HOLDING TANK 12/05/00.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/16/98.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/05/93.

THE APPROPRIATOR SHALL INSTALL A DEPARTMENT APPROVED WATER USE MEASURING DEVICE AT A POINT APPROVED BY THE DEPARTMENT. WATER MUST NOT BE DIVERTED UNTIL THE REQUIRED MEASURING DEVICE IS IN PLACE AND OPERATING. ON A FORM PROVIDED BY THE DEPARTMENT, THE APPROPRIATOR SHALL KEEP A WRITTEN MONTHLY RECORD OF THE FLOW RATE AND VOLUME OF ALL WATER DIVERTED INCLUDING THE PERIOD OF TIME. RECORDS SHALL BE SUBMITTED BY NOVEMBER 30 OF EACH YEAR AND UPON REQUEST AT OTHER TIMES DURING THE YEAR. FAILURE TO SUBMIT REPORTS MAY BE CAUSE FOR REVOCATION OF A PERMIT OR CHANGE. THE RECORDS MUST BE SENT TO THE WATER RESOURCES REGIONAL OFFICE. THE APPROPRIATOR SHALL MAINTAIN THE MEASURING DEVICE SO IT ALWAYS OPERATES PROPERLY AND MEASURES FLOW RATE AND VOLUME ACCURATELY.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 98269 RECEIVED 08/08/2010.