

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 139932-00 STATEMENT OF CLAIM
Version: 2 -- SPLIT POST DECREE
Version Status: ACTIVE

Owners: ANDREW V ALLEN
48 ANNIE GLADE DR
BOZEMAN, MT 59718-7697

JILL J ALLEN
638 LOWER TOM BURKE RD
GALLATIN GATEWAY, MT 59730

BEAR CREEK HOMEOWNER'S ASSN
PO BOX 65
GALLATIN GATEWAY, MT 59730-0065

SPRINGER, ROBERT H JR REVOCABLE LIVING TRUST
% SPRINGER, ROBERT H JR TRUSTEE
1230 UPPER TOM BURKE DR
GALLATIN GATEWAY, MT 59730

Priority Date: JUNE 20, 1876
Enforceable Priority Date: JUNE 20, 1876

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 183.53 GPM

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: 14.40

Source Name: WILSON 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		SE	SW	26	3S	4E GALLATIN

Period of Diversion: MAY 1 TO NOVEMBER 4
Diversion Means: HEADGATE
Subdivision: BEAR CREEK PROPERTIES SUB
Ditch Name: CARTER DITCH

Period of Use: MAY 1 to NOVEMBER 4

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	4.00		S	W	26	3S	4E GALLATIN
	Subdivision:	BEAR CREEK PROPERTIES SUB TRACT/LOT 32					
2	3.80		S	W	26	3S	4E GALLATIN
	Subdivision:	BEAR CREEK PROPERTIES SUB TRACT/LOT 33					
3	6.60		S	W	26	3S	4E GALLATIN
	Subdivision:	BEAR CREEK PROPERTIES SUB					
Total:	14.40						

Geocodes/Valid: 06-0697-26-3-05-01-0000 - Y 06-0697-26-3-05-10-0000 - Y
06-0697-26-3-05-12-0007 - Y

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.
WATER RIGHT OWNERSHIP UPDATE RECEIVED 06/07/1999.
SPLIT CLAIM NO. 41H 30108543 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS

Remarks:

CLAIM.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 10975 RECEIVED 10/16/2003.

OWNERSHIP UPDATE TYPE 608 # 18162 RECEIVED 12/06/2004.

OWNERSHIP UPDATE TYPE 608 # 53214 RECEIVED 01/11/2008.

OWNERSHIP UPDATE TYPE 608 # 60387 RECEIVED 01/11/2008.

OWNERSHIP UPDATE TYPE DOR # 75810 RECEIVED 08/01/2008.

OWNERSHIP UPDATE TYPE DOR # 107517 RECEIVED 01/18/2013.

OWNERSHIP UPDATE TYPE DOR # 139535 RECEIVED 02/16/2016.

OWNERSHIP UPDATE TYPE WATER COURT ORDER # 151788 RECEIVED 01/12/2017.

THE MOTION OF THE WATER COURT WAS AMENDED TO CONFORM TO THE EVIDENCE. THE STIPULATION OF THE PARTIES INCLUDED CHANGES TO ACRES IRRIGATED AND PLACE OF USE. BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE TEMPORARY PRELIMINARY DECREE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.