

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 141862-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** BKH PARTNERSHIP  
PO BOX 739  
BELGRADE, MT 59714-0739

**Priority Date:** JULY 7, 1905  
**Enforceable Priority Date:** JULY 7, 1905

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 30.00 GPM  
**Maximum Volume:** 32.34 AC-FT  
**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 26.00

**Source Name:** UNNAMED TRIBUTARY OF WALTON CREEK  
**Source Type:** SURFACE WATER

**Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNWSW	16	1S	6E	GALLATIN

**Period of Diversion:** APRIL 1 TO NOVEMBER 30  
**Diversion Means:** HEADGATE

2		N2N2SE	17	1S	6E	GALLATIN
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**Period of Diversion:** APRIL 1 TO NOVEMBER 30  
**Diversion Means:** HEADGATE

POINT OF DIVERSION NO. 2 IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.

**Reservoir:** OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSW	16	1S	6E	GALLATIN

**Diversion to Reservoir:** DIVERSION # 1

**Period of Use:** APRIL 1 to NOVEMBER 30

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3.00		N2N2SE	17	1S	6E	GALLATIN
2	9.00		S2SWNE	17	1S	6E	GALLATIN
3	5.00		SWSENE	17	1S	6E	GALLATIN
4	9.00		E2SWNE	17	1S	6E	GALLATIN
<b>Total:</b>	26.00						

**Geocodes/Valid:** 06-0905-17-1-01-01-0000 - Y      06-0905-17-1-01-03-0000 - Y  
06-0905-17-1-01-05-0000 - Y      06-0905-17-1-01-20-0000 - Y  
06-0905-17-4-03-35-0000 - 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.

141861-00    141862-00

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

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**Remarks:**

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/30/92.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 97414 RECEIVED 05/01/2009.

WHEN THIS CLAIM WAS ORIGINALLY DECREED, THE PERIOD OF DIVERSION WAS NOT INCLUDED AS AN ELEMENT OF THE CLAIM. IN 2008, THE PERIOD OF DIVERSION ELEMENT WAS ADDED TO ALL CLAIM ABSTRACTS. IT IS NOT CERTAIN IF THE PERIOD OF DIVERSION DATES ADDED TO THIS CLAIM ACCURATELY REFLECT THE HISTORICAL PERIOD OF DIVERSION. MORE INFORMATION IS REQUIRED.