

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: 41O 178170-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE

Version Status: ACTIVE

Owners: DEEP CREEK RANCH & MGMT CO LLC
% GELLER FAMILY OFFICE SERVICES
PO BOX 1510
NEW YORK, NY 10022

Priority Date: JUNE 5, 1950

Enforceable Priority Date: JUNE 5, 1950

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 25.00 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: 589.00

Source Name: DEEP CREEK, NORTH FORK

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		NENESE	18	23N	8W	TETON

Period of Diversion: MAY 1 TO OCTOBER 4

Diversion Means: HEADGATE

Ditch Name: SALMOND DITCH#3

DIVERSIONS MADE USING THIS CLAIM MAY BE DELIVERED TO SOUTH FORK WILLOW CREEK, KING'S CREEK, OR FOWLER COULEE AND SUBSEQUENTLY DIVERTED TO THE PLACE OF USE.

Period of Use: MAY 1 to OCTOBER 4

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	21.00	1	N2NWNW	7	23N	7W	TETON
2	8.00		NWNENW	7	23N	7W	TETON
3	4.00		NENENW	7	23N	7W	TETON
4	4.00	1	SWNWNW	7	23N	7W	TETON
5	39.00	2	NWNE	1	23N	8W	TETON
6	40.00		SWNE	1	23N	8W	TETON
7	1.00	1	NWNENE	1	23N	8W	TETON
8	1.00	1	SWNENE	1	23N	8W	TETON
9	6.00		NENWSE	1	23N	8W	TETON
10	21.00		W2NWSE	1	23N	8W	TETON
11	8.00		SENWSE	1	23N	8W	TETON
12	6.00		SWNESE	1	23N	8W	TETON
13	17.00		N2SESE	1	23N	8W	TETON
14	1.00		SWSESE	1	23N	8W	TETON
15	20.00		N2SWSE	1	23N	8W	TETON
16	4.00		SESWSE	1	23N	8W	TETON
17	7.00		SWSWSE	1	23N	8W	TETON
18	3.00		SESESW	1	23N	8W	TETON
19	2.00		SWSESW	1	23N	8W	TETON
20	20.00		N2SESW	1	23N	8W	TETON
21	7.00		NESWSW	1	23N	8W	TETON
22	20.00		S2NESW	1	23N	8W	TETON
23	1.00		NWNESW	1	23N	8W	TETON
24	9.00		NENESW	1	23N	8W	TETON
25	3.00		SESWSW	1	23N	8W	TETON
26	3.00		SWSWSW	1	23N	8W	TETON

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>
27	17.00		N2SENE	11	23N	8W	TETON
28	2.00		SESENE	11	23N	8W	TETON
29	3.00		SWSENE	11	23N	8W	TETON
30	4.00		NENWNW	12	23N	8W	TETON
31	8.00		NWNWNW	12	23N	8W	TETON
32	2.00		SWNWNW	12	23N	8W	TETON
33	2.00		SENWNW	12	23N	8W	TETON
34	19.00		S2NENW	12	23N	8W	TETON
35	9.00		SWNWNE	12	23N	8W	TETON
36	6.00		SENWNE	12	23N	8W	TETON
37	6.00		SWNENE	12	23N	8W	TETON
38	7.00		SENE	12	23N	8W	TETON
39	4.00		NWSENE	12	23N	8W	TETON
40	7.00		NESWNE	12	23N	8W	TETON
41	4.00		NWSWNE	12	23N	8W	TETON
42	5.00		NESENW	12	23N	8W	TETON
43	6.00		NWSENW	12	23N	8W	TETON
44	2.00		SENWNE	28	24N	7W	TETON
45	6.00		NESWNE	28	24N	7W	TETON
46	1.00		NENESE	28	24N	7W	TETON
47	2.00		SENESE	28	24N	7W	TETON
48	3.00		SWNESE	28	24N	7W	TETON
49	4.00		SENWSE	28	24N	7W	TETON
50	1.00		NESWSE	28	24N	7W	TETON
51	3.00		NWSWSE	28	24N	7W	TETON
52	3.00		SWNWSE	28	24N	7W	TETON
53	4.00		SENE	28	24N	7W	TETON
54	2.00		NESE	28	24N	7W	TETON
55	2.00		NWSE	28	24N	7W	TETON
56	4.00		SWNE	28	24N	7W	TETON
57	3.00		NE	28	24N	7W	TETON
58	2.00		NW	28	24N	7W	TETON
59	2.00		NE	28	24N	7W	TETON
60	4.00		SE	28	24N	7W	TETON
61	3.00		SW	28	24N	7W	TETON
62	2.00		NW	28	24N	7W	TETON
63	5.00		SE	28	24N	7W	TETON
64	2.00		NE	28	24N	7W	TETON
65	3.00		NW	28	24N	7W	TETON
66	6.00		SW	28	24N	7W	TETON
67	2.00		NE	29	24N	7W	TETON
68	1.00		NW	29	24N	7W	TETON
69	1.00		SE	29	24N	7W	TETON
70	19.00		S2SENE	29	24N	7W	TETON
71	1.00		NENESE	29	24N	7W	TETON
72	2.00		NESESE	29	24N	7W	TETON
73	5.00		NWSESE	29	24N	7W	TETON
74	16.00		N2SWSE	29	24N	7W	TETON
75	5.00		SENWSE	29	24N	7W	TETON
76	10.00		SWNWSE	29	24N	7W	TETON
77	1.00		NWNWSE	29	24N	7W	TETON
78	2.00		SENE	29	24N	7W	TETON
79	5.00		NESE	29	24N	7W	TETON
80	2.00		NWSE	29	24N	7W	TETON
81	1.00		NENWSW	29	24N	7W	TETON
82	3.00		SENWSW	29	24N	7W	TETON
83	7.00		SWNWSW	29	24N	7W	TETON
84	5.00		NWNWSW	29	24N	7W	TETON
85	1.00		NWNE	29	24N	7W	TETON
86	1.00		SWNE	29	24N	7W	TETON
87	7.00		SENE	29	24N	7W	TETON
88	1.00		SWNE	29	24N	7W	TETON
89	2.00		NE	29	24N	7W	TETON
90	5.00		NENWNE	31	24N	7W	TETON
91	2.00		SENWNE	31	24N	7W	TETON
92	10.00		SWNWNE	31	24N	7W	TETON
93	2.00		NWNENE	31	24N	7W	TETON
94	3.00		NWSWNE	31	24N	7W	TETON

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>
95	2.00	3	NWNWSW	31	24N	7W	TETON
96	6.00	3	SWNWSW	31	24N	7W	TETON
97	3.00	4	NWSWSW	31	24N	7W	TETON
Total:	589.00						

<u>Geocodes/Valid:</u>		
	31-3365-01-1-01-01-0000 - Y	31-3365-01-1-01-02-0000 - Y
	31-3365-11-1-01-01-0000 - Y	31-3365-12-1-01-01-0000 - Y
	31-3366-07-2-01-01-0000 - Y	31-3484-28-1-01-01-0000 - Y
	31-3484-28-3-01-01-0000 - Y	31-3484-29-1-01-02-0000 - Y
	31-3484-29-3-01-01-0000 - Y	31-3484-31-1-01-01-0000 - Y
	31-3484-31-2-01-01-0000 - 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.

178167-00 178168-00 178169-00 178170-00 178174-00 178178-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/16/2001: PLACE OF USE, MAXIMUM ACRES.

A SEPARATE WATER USE AGREEMENT GOVERNS THE USE OF THIS CLAIM.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/05/85.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/17/96.

SPLIT CLAIM NO. 41D 30064403 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 19211 RECEIVED 02/04/2005.

OWNERSHIP UPDATE TYPE WATER COURT ORDER # 106467 RECEIVED 10/03/2012.