

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: 43B 194341-00 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:

DARLENE MANN
29 O'REA CREEK RD
LIVINGSTON, MT 59047

JON MANN
29 O'REA CREEK RD
LIVINGSTON, MT 59047

KENNETH B HAKE
1585 E RIVER RD
LIVINGSTON, MT 59047

JOSIF GREZLOVSKI
17945 SW 83 CT
PALMETTO BAY, FL 33157

VIKTORIA GREZLOVSKI
17945 SW 83 CT
PALMETTO BAY, FL 33157

DONALD P STRONG
412 FLESHMAN CREEK RD
LIVINGSTON, MT 59047-1536

GREGORY D STRONG
518 N 3RD
LIVINGSTON, MT 59047

PATRICIA C STRONG
412 FLESHMAN CREEK RD
LIVINGSTON, MT 59047-1536

SHAWNA M STRONG
PO BOX 851
LIVINGSTON, MT 59047

H WESLEY STRONG
PO BOX 851
LIVINGSTON, MT 59047

EVELYN M STRONG
PO BOX 851
LIVINGSTON, MT 59047

SARA KATHERINE HOWE
73 CHICORY RD
LIVINGSTON, MT 59047

BEYOND YELLOWSTONE HOMEOWNERS ASSN
% CHARLES G DUFFY
21 SHOOTING STAR TRAIL
GARDINER, MT 59030

GERALD F PETRICH
345 MILL CREEK RD
LIVINGSTON, MT 59047-8711

EUNICE A PETRICH
345 MILL CREEK RD
LIVINGSTON, MT 59047-8711

DONALD S MCLARTY
85 CHICORY RD
LIVINGSTON, MT 59047-8704

MARGARITA MCLARTY
85 CHICORY RD
LIVINGSTON, MT 59047-8704

KWD ASSOCIATES LC
19 W 620 S
OREM, UT 84058

Priority Date: JUNE 4, 1963
Enforceable Priority Date: JUNE 4, 1963
Purpose (use): IRRIGATION
Irrigation Type: FLOOD
Maximum Flow Rate: 2.63 CFS
Maximum Volume: 731.25 AC-FT
Climatic Area: 4 - MODERATELY LOW
Maximum Acres: 190.50
Source Name: MILL 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		NWSWNE	33	5S	9E	PARK

Period of Diversion: APRIL 15 TO JULY 19
Diversion Means: HEADGATE
Ditch Name: CARTERS DITCH

2		SENWSW	2	6S	9E	PARK
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Period of Diversion: APRIL 15 TO JULY 19
Diversion Means: HEADGATE
Ditch Name: PIPE LINE AND DITCH

Period of Use: APRIL 15 to JULY 19

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	7.00		NWNENW	18	5S	9E	PARK
2	7.00		SWNENW	18	5S	9E	PARK
3	9.00		SENENW	18	5S	9E	PARK
4	8.00		NENENW	18	5S	9E	PARK
5	6.00		NENWNW	18	5S	9E	PARK
6	2.00		NWNWNW	18	5S	9E	PARK
7	7.50		SENWNW	18	5S	9E	PARK
8	7.50		NESWNW	18	5S	9E	PARK
9	4.50		SESWNW	18	5S	9E	PARK
10	10.00		NESENW	18	5S	9E	PARK
11	10.00		NWSENW	18	5S	9E	PARK
12	10.00		SWSENW	18	5S	9E	PARK
13	8.50		SESENW	18	5S	9E	PARK
16	6.50		SENWNE	18	5S	9E	PARK
17	10.00		NESWNE	18	5S	9E	PARK
18	8.00		NWSWNE	18	5S	9E	PARK
19	9.50		SWSWNE	18	5S	9E	PARK
20	10.00		SESWNE	18	5S	9E	PARK
21	9.50		NESESE	12	5S	8E	PARK
22	7.50		NWSESE	12	5S	8E	PARK
23	8.00		SWSESE	12	5S	8E	PARK
24	9.50		SESESE	12	5S	8E	PARK
25	15.00		W2NWNW	18	5S	9E	PARK

Total: 190.50

Geocodes/Valid: 49-0519-12-4-01-01-0000 - Y 49-0519-12-4-02-01-0000 - Y
49-0519-12-4-10-01-0000 - Y 49-0519-12-4-14-01-0000 - Y
49-0519-12-4-16-01-0000 - Y 49-0519-12-4-18-01-0000 - Y
49-0519-12-4-20-01-0000 - Y 49-0520-18-1-01-01-0000 - Y

49-0520-18-1-01-13-0000 - Y	49-0520-18-1-10-05-0000 - Y
49-0520-18-2-01-05-0000 - Y	49-0520-18-2-01-10-0000 - Y
49-0520-18-2-01-12-0000 - Y	49-0520-18-2-01-15-0000 - Y
49-0520-18-2-01-20-0000 - Y	49-0520-18-2-01-23-0000 - Y
49-0520-18-2-01-25-0000 - Y	49-0520-18-2-01-28-0000 - Y
49-0520-18-2-01-30-0000 - Y	49-0520-18-2-01-35-0000 - Y
49-0520-18-2-10-01-0000 - Y	49-0520-18-2-10-05-0000 - Y
49-0520-18-2-10-10-0000 - Y	49-0520-18-2-10-20-0000 - Y
49-0520-18-2-10-30-0000 - Y	49-0520-18-2-12-01-0000 - Y
49-0520-18-2-12-05-0000 - Y	

Remarks:

THIS RIGHT IS SUBJECT TO THE AUTHORITY OF COURT APPOINTED WATER COMMISSIONERS, IF AND WHEN APPOINTED, TO ADMEASURE AND DISTRIBUTE TO THE PARTIES USING WATER IN THE SOURCE OF SUPPLY, THE WATER TO WHICH THEY ARE ENTITLED. THE APPROPRIATOR SHALL PAY HIS PROPORTIONATE SHARE OF THE FEES, COMPENSATION AND EXPENSES, AS FIXED BY THE DISTRICT COURT, INCURRED IN THE DISTRIBUTION OF THE WATERS.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 544 RECEIVED 10/17/2001.
OWNERSHIP UPDATE TYPE 608 # 543 RECEIVED 10/17/2001.
OWNERSHIP UPDATE TYPE 608 # 4577 RECEIVED 09/06/2002.
OWNERSHIP UPDATE TYPE 608 # 12374 RECEIVED 10/16/2003.
OWNERSHIP UPDATE TYPE 608 # 14521 RECEIVED 06/03/2004.
OWNERSHIP UPDATE TYPE 608 # 19130 RECEIVED 12/08/2004.
OWNERSHIP UPDATE TYPE 608 # 41243 RECEIVED 08/29/2006.
OWNERSHIP UPDATE TYPE 608 # 51116 RECEIVED 11/19/2007.
OWNERSHIP UPDATE TYPE 608 # 103821 RECEIVED 05/19/2011.
OWNERSHIP UPDATE TYPE 608 # 103823 RECEIVED 08/09/2012.
OWNERSHIP UPDATE TYPE DOR # 133903 RECEIVED 08/11/2015.