

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 3996-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: ROBERT F BEEDE
550 OLD YELLOWSTONE TRAIL
PO BOX 30
GARDINER, MT 59030

NANCY A WARD
BOX 152
YELLOWSTONE NATIONAL PARK, WY 82190

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: JUNE 1, 1887
Enforceable Priority Date: JUNE 1, 1887

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 224.40 GPM

Maximum Volume: 122.40 AC-FT
Climatic Area: 5 - LOW

Maximum Acres: 17.00

Source Name: REESE 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		NENWSW	8	9S	8E	PARK (YELLOWSTONE NATIONAL PARK)

Period of Diversion: APRIL 1 TO NOVEMBER 4
Diversion Means: HEADGATE
Ditch Name: ARMSTRONG-STERMITZ DITCH

Period of Use: APRIL 1 to NOVEMBER 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	17.00		NW	8	9S	8E	PARK
Total:	17.00						

PLACE OF USE IS LOCATED IN LOTS 12-20 BLK 5; LOTS 1-30 BLK 4; LOTS 1-12 AND 15 BLK 3 TOWNSITE OF EVANDALE.

Geocodes/Valid: -- NO VALID GEOCODES --

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.

3995-00 3996-00

IT IS NOTED THAT THE STIPULATION FILED ON JULY 13, 1990 INCLUDES AGREEMENTS CONCERNING MATTERS BEYOND THE ADJUDICATION OF THE ELEMENTS OF THIS RIGHT, SUCH AS EASEMENTS, INSTALLATION OF STRUCTURES, MAINTENANCE OF A MINIMUM INSTREAM FLOW, ETC.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/08/88.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 09/13/00.

OWNERSHIP UPDATE RECEIVED

Remarks:

OWNERSHIP UPDATE TYPE 608 # 38037 RECEIVED 01/31/2006.

THE UNITED STATES OF AMERICA FILED A LATE OBJECTION TO THE PRIORITY DATE, PURPOSE OF RIGHT, VOLUME, PLACE OF USE, ACRES IRRIGATED, SOURCE, FLOW RATE, POINT OF DIVERSION, MEANS OF DIVERSION AND PERIOD OF USE. THE STIPULATION FILED BY THE PARTIES ON JULY 13, 1990 SPECIFIES CHANGES TO THE PRIORITY DATE, PERIOD OF USE AND VOLUME. THESE WILL NOT BE HEARD UNTIL AFTER PROPER NOTICE IN THE NEXT OBJECTION LIST.