

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

GENERAL ABSTRACT

A version with a more recent operating authority date exists. Contact DNRC for details.

Water Right Number: 411 89178-00 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:

ELAINE POLYASKO
3953 FAWN MEADOW DR
HELENA, MT 59602-7004

JOANNE POLYASKO
3953 FAWN MEADOW DR
HELENA, MT 59602-7004

NANCY JARDON
3970 BUOY BLVD
HELENA, MT 59602-7051

ROBERT JARDON
3970 BUOY BLVD
HELENA, MT 59602-7051

RYAN P MCDERMOTT
4055 SHORT LINE LN
HELENA, MT 59602-7087

LINDA HEENEY
4060 BUOY BLVD
HELENA, MT 59602

BRIAN HEENEY
4060 BUOY BLVD
HELENA, MT 59602

INGRID NELSEN
1370 PONDEROSA RD
HELENA, MT 59602

MIKE NELSEN
1370 PONDEROSA RD
HELENA, MT 59602-9454

WHITE LIVING TRUST
DANIEL & MICHELLE WHITE TRUSTEES
707 MULLET CREEK RUN
NICEVILLE, FL 32578-1638

LAURIE L LATORRE
40135 CHOLLA LN
RANCHO MIRAGE, CA 92270

VITO J LATORRE
40135 CHOLLA LN
RANCHO MIRAGE, CA 92270

DOUG ERICKSON
1840 MUNGER LN
HELENA, MT 59602-7088

TIMOTHY J BAILEY
3880 KARLA DR
HELENA, MT 59602-7305

MARK A BUSHNELL
1620 MUNGER RD
HELENA, MT 59602-7015

IRENE M BUSHNELL
1620 MUNGER RD
HELENA, MT 59602-7015

DEBORAH H ENNIS
3952 FAWN MEADOW RD
HELENA, MT 59602-7006

KEVIN SYVRUD
4010 BUOY BLVD
HELENA, MT 59602-7052

ERIC Z WANDEL
3965 FAWN MEADOW DR
HELENA, MT 59602-7004

KAREN WANDEL
3965 FAWN MEADOW DR
HELENA, MT 59602-7004

JAMES ZAMMITT
3989 FAWN MEADOW RD
HELENA, MT 59602-7004

LISA ROSE ZAMMITT
3989 FAWN MEADOW RD
HELENA, MT 59602-7004

DONALD M JOHNSON
3350 PINE HILLS DR
HELENA, MT 59602-6467

DEANNA M JOHNSON
3350 PINE HILLS DR
HELENA, MT 59602-6467

JANE M BAILEY
3880 KARLA DR
HELENA, MT 59602-7305

TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.

Priority Date: JANUARY 5, 1866

Enforceable Priority Date: JANUARY 5, 1866

Purpose (use): IRRIGATION
RECREATION

Irrigation Type: FLOOD

Maximum Flow Rate: 3.75 CFS

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

Maximum Acres: 300.75

Source Name: TENMILE 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		SESWSW	7	10N	3W	LEWIS AND CLARK

Period of Diversion: APRIL 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: MUNGER-MCHUGH DITCH

2		NENENW	8	10N	3W	LEWIS AND CLARK
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Period of Diversion: APRIL 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: MUNGER DITCH

DITCH NAME FOR DIVERSION NO. 2 IS: MUNGER DITCH

DITCH NAME FOR DIVERSION NO. 01 IS: MUNGER-MCHUGH DITCH

Reservoir: OFF STREAM **Reservoir Name** WATER SKI MANIA

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	W2SW	4	10N	3W	LEWIS AND CLARK

Surface Area: 12.00 ACRES

Current Capacity: 48.00 ACRE-FEET

Period of Use: APRIL 1 to SEPTEMBER 30

Purpose (Use): IRRIGATION

Period of Use: APRIL 1 to SEPTEMBER 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	40.00		SWSE	4	10N	3W	LEWIS AND CLARK
2	30.00		NWSW	4	10N	3W	LEWIS AND CLARK
3	40.00		SESW	4	10N	3W	LEWIS AND CLARK
4	24.50		SWSW	4	10N	3W	LEWIS AND CLARK
5	28.00		NESE	5	10N	3W	LEWIS AND CLARK
6	35.00		NWSE	5	10N	3W	LEWIS AND CLARK
7	40.00		SESE	5	10N	3W	LEWIS AND CLARK
8	31.75		SWSE	5	10N	3W	LEWIS AND CLARK
9	31.50		SESW	5	10N	3W	LEWIS AND CLARK
Total:	300.75						

Purpose (Use): RECREATION

Period of Use: APRIL 1 to SEPTEMBER 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			NWSW	4	10N	3W	LEWIS AND CLARK

<u>Geocodes/Valid:</u>		
	05-1888-04-3-01-05-0000 - Y	05-1888-04-3-01-10-0000 - Y
	05-1888-04-3-01-15-0000 - Y	05-1888-04-3-01-16-0000 - Y
	05-1888-04-3-01-17-0000 - Y	05-1888-04-3-01-20-0000 - Y
	05-1888-04-3-01-25-0000 - Y	05-1888-04-3-02-05-0000 - Y
	05-1888-04-3-02-07-0000 - Y	05-1888-04-3-02-09-0000 - Y
	05-1888-04-3-02-11-0000 - Y	05-1888-04-3-03-01-0000 - Y
	05-1888-04-3-03-10-0000 - Y	05-1888-04-3-03-15-0000 - Y
	05-1888-04-3-03-20-0000 - Y	05-1888-04-3-04-01-0000 - Y
	05-1888-04-3-04-03-0000 - Y	05-1888-04-3-04-05-0000 - Y
	05-1888-04-3-04-07-0000 - Y	05-1888-05-4-01-05-0000 - Y
	05-1888-05-4-01-10-0000 - Y	05-1888-05-4-02-01-0000 - Y
	05-1888-05-4-02-03-0000 - Y	05-1888-05-4-02-05-0000 - Y
	05-1888-05-4-02-07-0000 - Y	05-1888-05-4-02-09-0000 - Y
	05-1888-05-4-02-11-0000 - Y	05-1888-05-4-02-13-0000 - Y
	05-1888-05-4-02-15-0000 - Y	05-1888-05-4-02-17-0000 - Y
	05-1888-05-4-02-19-0000 - Y	05-1888-05-4-02-21-0000 - Y
	05-1888-05-4-02-23-0000 - Y	05-1888-05-4-03-01-0000 - Y
	05-1888-05-4-03-03-0000 - Y	05-1888-05-4-03-05-0000 - Y
	05-1888-05-4-03-07-0000 - Y	05-1888-05-4-03-09-0000 - Y
	05-1888-05-4-03-11-0000 - Y	05-1888-05-4-03-15-0000 - Y
	05-1888-05-4-03-17-0000 - Y	05-1888-05-4-03-19-0000 - Y
	05-1888-05-4-03-21-0000 - Y	05-1888-05-4-03-23-0000 - Y
	05-1888-05-4-03-25-0000 - Y	05-1888-05-4-03-27-0000 - Y
	05-1888-05-4-03-29-0000 - Y	05-1888-05-4-03-31-0000 - Y
	05-1888-05-4-03-33-0000 - Y	

Remarks:

THIS AUTHORIZATION AND 411-C076290-00, 411-P078300-00 AND 411-P081088-00 SHARE A COMMON RESERVOIR.

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE ASSOCIATED. THEY SHARE THE SAME POINT OF DIVERSION. C076290-00, P078300-00, P081088-00.

PORTIONAL CHANGE. 411-W089178-02 IS FOR 420.07 GPM UP TO 343.12 AF PER ANNUM. THE WATER RIGHT HOLDER SHALL INSTALL AN ADEQUATE HEADGATE OR DIVERSION STRUCTURE AT THE POINT THE WATER IS DIVERTED FROM THE SOURCE OF SUPPLY. THE WATER RIGHT HOLDER SHALL INSTALL AN ADEQUATE WATER FLOW MEASURING DEVICE AT A SUITABLE LOCATION AS NEAR AS PRACTICABLE TO THE POINT WHERE THE WATER IS DIVERTED FROM THE SOURCE OF SUPPLY. 25.5 ACRES ARE BEING TAKEN OUT OF IRRIGATION AND APPLIED TO RECREATION USE. THIS AUTHORIZATION APPLIES TO WATER RIGHT 411-W089178-02.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 6/7/2004. GALLAGHER TO BUSHNELL - 100% OF GALLAGHER PORTION

WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/29/2004. HANSON TO JAMES AND JENNIFER HAYES - HAYES RECEIVED 100% OF HANSONS PORTION.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/17/2004. OWNERSHIP UPDATE ID #19345. TIMOTHY J & PAMELA M BAILEY TO DAVID E & CLAUDIA R LANDON. LANDON'S RECEIVED LOT 7A - BAILEYS LANDING MINOR SUBD - 1.91 ACRES.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/18/97.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/27/97.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/05/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/16/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/25/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/31/89.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 15440 RECEIVED 06/07/2004.

OWNERSHIP UPDATE TYPE 608 # 16860 RECEIVED 07/29/2004.

OWNERSHIP UPDATE TYPE 608 # 19345 RECEIVED 11/17/2004.

OWNERSHIP UPDATE TYPE 608 # 20557 RECEIVED 02/02/2005.

OWNERSHIP UPDATE TYPE DOR # 98958 RECEIVED 10/09/2009.

OWNERSHIP UPDATE TYPE DOR # 87357 RECEIVED 12/14/2009.

OWNERSHIP UPDATE TYPE DOR # 98976 RECEIVED 10/18/2011.

OWNERSHIP UPDATE TYPE DOR # 125252 RECEIVED 12/22/2011.

OWNERSHIP UPDATE TYPE 608 # 99765 RECEIVED 05/08/2012.

OWNERSHIP UPDATE TYPE WATER COURT ORDER # 103613 RECEIVED 09/19/2012.

OWNERSHIP UPDATE TYPE DOR # 111894 RECEIVED 06/06/2013.

OWNERSHIP UPDATE TYPE DOR # 113704 RECEIVED 07/17/2013.

OWNERSHIP UPDATE TYPE DOR # 113696 RECEIVED 08/27/2013.

OWNERSHIP UPDATE TYPE DOR # 117708 RECEIVED 12/02/2013.

OWNERSHIP UPDATE TYPE DOR # 123500 RECEIVED 06/26/2014.

OWNERSHIP UPDATE TYPE DOR # 123449 RECEIVED 07/24/2014.

OWNERSHIP UPDATE TYPE DOR # 130120 RECEIVED 03/20/2015.

OWNERSHIP UPDATE TYPE DOR # 139188 RECEIVED 11/16/2015.

OWNERSHIP UPDATE TYPE DOR # 144880 RECEIVED 05/18/2016.

OWNERSHIP UPDATE TYPE DOR # 147848 RECEIVED 09/02/2016.