

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: 411 90134-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: ALBERT J BERBERET
10 SIX MILE RD
TOSTON, MT 59643-9613

Priority Date: JUNE 10, 1921
Enforceable Priority Date: JUNE 10, 1921

Type of Historical Right: FILED

Purpose (use): STOCK

Maximum Flow Rate: 112.20 GPM

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT HAVE AN UNDIVIDED INTEREST IN A SINGLE WATER RIGHT TO 112.20 GPM. W003816-00, W090134-00.

UNDIVIDED 1/2 INTEREST IN A SINGLE WATER RIGHT TO 112.20 GPM.

Maximum Volume: THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: SPRING, UNNAMED TRIBUTARY OF SIXMILE 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		SESESW	6	5N	4E	BROADWATER

Period of Diversion: MAY 1 TO NOVEMBER 4

Diversion Means: PIPELINE

Period of Use: MAY 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			NENENE	12	5N	3E	BROADWATER
2			NWSWNW	12	5N	3E	BROADWATER

Geocodes/Valid: 43-1394-12-1-01-01-0000 - Y

Remarks:

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 22744 RECEIVED 03/17/2005.

OWNERSHIP UPDATE TYPE DOR # 110830 RECEIVED 06/11/2013.

THE FLOW RATE OF THIS CLAIM IS IN QUESTION. THE PARTIES IN THE UNDIVIDED INTEREST RELATIONSHIP HAVE CLAIMED DIFFERENT FLOW RATES.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE CAPACITY OF THE DIVERSION AND CONVEYANCE FACILITIES. SEE FLOW RATE ON CLAIM W003816-00.