

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: 76F 98117-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE

Version Status: ACTIVE

Owners: NEVADA SPRING CREEK PARTNERS LLC
% JOHN KOWALSKI
1107 LEGRANDE CANNON BLVD
HELENA, MT 59601-6130

Priority Date: MAY 6, 1890

Enforceable Priority Date: MAY 6, 1890

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 17.80 CFS

THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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

Climatic Area: 5 - LOW

Maximum Acres: 470.00

Source Name: NEVADA 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		SWNWSE	10	13N	11W	POWELL

Period of Diversion: APRIL 25 TO OCTOBER 5

Diversion Means: HEADGATE

2		NESESE	10	13N	11W	POWELL
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Period of Diversion: APRIL 25 TO OCTOBER 5

Diversion Means: HEADGATE

3		NESESW	10	13N	11W	POWELL
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Period of Diversion: APRIL 25 TO OCTOBER 5

Diversion Means: HEADGATE

4		SWNWNE	14	13N	11W	POWELL
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Period of Diversion: APRIL 25 TO OCTOBER 5

Diversion Means: HEADGATE

5		NENENW	14	13N	11W	POWELL
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Period of Diversion: APRIL 25 TO OCTOBER 5

Diversion Means: HEADGATE

Period of Use: APRIL 25 to OCTOBER 5

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	130.00		N2S2	10	13N	11W	POWELL
2	230.00		S2	11	13N	11W	POWELL
3	110.00		N2N2	14	13N	11W	POWELL

Total: 470.00

Geocodes/Valid: 28-2208-10-2-01-01-0000 - Y 28-2208-11-3-01-01-0000 - Y
28-2208-14-1-01-05-0000 - Y

Remarks:

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.

98116-00 98117-00 98118-00 98119-00 98121-00 98122-00 98123-00
98124-00 98125-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

98104-00 98117-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05-04-2006: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 09/18/01.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 5415 RECEIVED 10/11/2002.