

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: 43BV 114040-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: HERITAGE MONTANA LLC
496 HALBERT LN
WACO, TX 76705

STASIKAITIS FAMILY TRUST
SALMERI ANTHONY & PATRICIA TRUSTEES
8575 GHOLSON RD
WACO, TX 76705

DONALD R BRANDSTADT
496 HALBERT LN
WACO, TX 76705

RICHARD J LOHOF
401 W 13TH ST
LAUREL, MT 59044

JUNE W LOHOF
401 W 13TH ST
LAUREL, MT 59044

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

Priority Date: SEPTEMBER 12, 1881
Enforceable Priority Date: SEPTEMBER 12, 1881

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD
Maximum Flow Rate: 282.80 GPM
Maximum Volume: 150.00 AC-FT
Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 235.00
Source Name: SWEET GRASS 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		SWNESE	30	1N	16E	SWEET GRASS

Period of Diversion: APRIL 1 TO NOVEMBER 4
Diversion Means: HEADGATE
Ditch Name: HARRISON DITCH
DITCH NAME: HARRISON 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	68.00		NW	9	1S	16E	SWEET GRASS
2	27.00		SW	9	1S	16E	SWEET GRASS
3	85.00		NE	8	1S	16E	SWEET GRASS
4	55.00		NE	16	1S	16E	SWEET GRASS
Total:	235.00						

Geocodes/Valid: 40-0916-08-1-01-01-0000 - Y 40-0916-08-1-02-01-0000 - Y
40-0916-08-1-02-03-0000 - Y 40-0916-08-1-03-01-0000 - Y
40-0916-08-1-03-04-0000 - Y 40-0916-09-2-04-01-0000 - Y
40-0916-16-1-04-03-0000 - Y

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.

114040-00 114041-00 114042-00 114043-00 114044-00

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE SWEET GRASS CREEK DRAINAGE (BASIN 43BV) AND USES IT IN THE UPPER YELLOWSTONE RIVER DRAINAGE (BASIN 43B). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/20/95.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 19434 RECEIVED 12/03/2004.

OWNERSHIP UPDATE TYPE 608 # 25124 RECEIVED 09/29/2005.

OWNERSHIP UPDATE TYPE DOR # 125812 RECEIVED 08/21/2014.

OWNERSHIP UPDATE TYPE DOR # 127234 RECEIVED 10/27/2014.

E. HUNT MCCAULEY FILED A LATE OBJECTION TO PLACE OF USE AND ACRES IRRIGATED THAT ONLY 25 ACRES IN THE SWNE OF SEC 08, TWP 01S, RGE 16E, SWEET GRASS COUNTY, ARE IRRIGATED. THIS WILL BE HEARD AFTER PROPER NOTICE IN THE NEXT OBJECTION LIST.