

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:** 41H 136820-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** ELKHORN LAND CORP  
311 S 3RD  
BOZEMAN, MT 59715

**Priority Date:** DECEMBER 31, 1892  
**Enforceable Priority Date:** DECEMBER 31, 1892

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 680.00 GPM

**Maximum Volume:**  
**Climatic Area:** 5 - LOW

**Maximum Acres:** 40.00

**Source Name:** LITTLE SPRING CREEK  
**Source Type:** SURFACE WATER

**Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SWNW	13	9S	4E GALLATIN

**Period of Diversion:** APRIL 15 TO OCTOBER 19  
**Diversion Means:** HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE

2		NW	NWNW	13	9S	4E GALLATIN
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**Period of Diversion:** APRIL 15 TO OCTOBER 19  
**Diversion Means:** HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE

3		SE	SESE	11	9S	4E GALLATIN
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**Period of Diversion:** APRIL 15 TO OCTOBER 19  
**Diversion Means:** HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE

**Period of Use:** APRIL 15 to OCTOBER 19

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	4.00		SE	ENE	11	9S	4E GALLATIN
2	23.00		E	E2SE	11	9S	4E GALLATIN
3	7.00		SW	SWNW	12	9S	4E GALLATIN
4	6.00		N	NWSW	12	9S	4E GALLATIN
<b>Total:</b>	<b>40.00</b>						

**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.

136818-00 136819-00 136820-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/22/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/29/88.

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**Remarks:**

THE TIMELY FILED OBJECTION OF UNITED STATES OF AMERICA WAS AMENDED BY AGREEMENT OF THE PARTIES TO INCLUDE PERIOD OF USE AND PLACE OF USE. BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.