

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: 41H 138801-00 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: GERALD R GOLDENSTEIN
7810 GOLDENSTEIN LN
BOZEMAN, MT 59715

GOLDENSTEIN RANCH LLC
%TIMOTHY J GOLDENSTEIN
7190 GOLDENSTEIN LN
BOZEMAN, MT 59715

Priority Date: DECEMBER 31, 1866
Enforceable Priority Date: DECEMBER 31, 1866

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 2.50 CFS

Maximum Volume:
Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 92.00

Source Name: SOURDOUGH 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		NWNESE	7	3S	6E	GALLATIN

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: MYSTIC LAKE DITCH

2		SESESW	30	2S	6E	GALLATIN
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Period of Diversion:

Diversion Means: PUMP

Period of Use: APRIL 15 to OCTOBER 31

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	60.00		N2SE	36	2S	5E	GALLATIN
2	136.00		E2	25	2S	5E	GALLATIN
3	108.00		SW	30	2S	6E	GALLATIN
Total:	304.00						

Geocodes/Valid: 06-0798-25-1-01-20-0000 - Y 06-0798-25-4-20-20-0000 - Y
06-0798-36-4-01-01-0000 - Y 06-0799-30-3-01-01-0000 - Y
06-0799-30-3-01-20-0000 - Y 06-0799-30-3-01-30-0000 - Y
06-0799-30-3-01-40-0000 - Y 06-0799-30-3-01-50-0000 - 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.

138797-00 138798-00 138800-00 138801-00

AUTHORIZATION TO CHANGE THE POINT OF DIVERSION, PLACE OF USE ISSUED 08/28/97. SEE 41H-G(W)138795-01 .

THE WATER COURT HAS BEEN PRESENTED WITH EVIDENCE THAT WATER RIGHT CLAIM 41H-W-138801-00 HAS HISTORICALLY USED A SECOND POINT OF DIVERSION IN THE NWNSE OF SEC 7, TWP 03S, RGE 06E, GALLATIN COUNTY.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/05/93.