

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 140875-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** BOZEMAN, CITY OF  
%TIM COOPER, ATTY  
PO BOX 1230  
BOZEMAN, MT 59771-1230

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

**Type of Historical Right:** DECREED

**Purpose (use):** MUNICIPAL

**Maximum Flow Rate:** 1.25 CFS

**Maximum Volume:** 912.50 AC-FT

**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         |                 | NENE           | 18         | 3S         | 6E         | GALLATIN      |

**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**Diversion Means:** HEADGATE  
**Ditch Name:** BOZEMAN MUNICIPAL PIPELINE

**Period of Use:** JANUARY 1 to DECEMBER 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         |              |                 |                | 5          | 2S         | 6E         | GALLATIN      |
| 2         |              |                 | W2             | 17         | 2S         | 6E         | GALLATIN      |
| 3         |              |                 |                | 1          | 2S         | 5E         | GALLATIN      |
| 4         |              |                 |                | 12         | 2S         | 5E         | GALLATIN      |
| 5         |              |                 |                | 24         | 2S         | 5E         | GALLATIN      |
| 6         |              |                 |                | 6          | 2S         | 6E         | GALLATIN      |
| 7         |              |                 |                | 7          | 2S         | 6E         | GALLATIN      |
| 8         |              |                 |                | 18         | 2S         | 6E         | GALLATIN      |
| 9         |              |                 | E2             | 10         | 2S         | 5E         | GALLATIN      |
| 10        |              |                 |                | 11         | 2S         | 5E         | GALLATIN      |
| 11        |              |                 |                | 13         | 2S         | 5E         | GALLATIN      |
| 12        |              |                 | N2SW           | 14         | 2S         | 5E         | GALLATIN      |
| 13        |              |                 | SE             | 36         | 1S         | 5E         | GALLATIN      |
| 14        |              |                 |                | 31         | 1S         | 6E         | GALLATIN      |
| 15        |              |                 | SW             | 32         | 1S         | 6E         | GALLATIN      |
| 16        |              |                 | NESE           | 2          | 2S         | 5E         | GALLATIN      |
| 17        |              |                 | S2             | 4          | 2S         | 6E         | GALLATIN      |
| 18        |              |                 | W2SE           | 8          | 2S         | 6E         | GALLATIN      |
| 19        |              |                 | SW             | 9          | 2S         | 6E         | GALLATIN      |
| 20        |              |                 | N2             | 16         | 2S         | 6E         | GALLATIN      |
| 21        |              |                 | W2             | 19         | 2S         | 6E         | GALLATIN      |

**Remarks:**

CLAIM 41H-W-138767-00 AND THE OPTION TO USE, MAY ONLY BE OWNED AND USED BY ALVIN J GOLDENSTEIN AND/OR GERALD R. GOLDENSTEIN, AND/OR THEIR SURVIVING SPOUSES, AND/OR ANY OF THE DIRECT LINEAL DESCENDANTS OF ALVIN J GOLDENSTEIN OR GERALD R GOLDENSTEIN. THE RIGHT MAY ONLY BE USED IN ITS ENTIRETY UPON PORTIONS OF THE ORIGINAL CLAIMED PLACE OF USE GREATER THAN 40 ACRES. THUS, AN OWNER OF LESS THAN 40 ACRES OF THE ORIGINAL CLAIMED PLACE OF USE MAY NOT UTILIZE THE OPTION AS TO THE 50 MINER'S INCHES CLAIMED IN 41H-W-138767-00. IN THE EVENT OWNERSHIP OF 41H-W-138767-00 TRANSFERS TO ANYONE WHO IS NOT A DIRECT LINEAL DESCENDANT OR SURVIVING SPOUSE, CLAIM 41H-W-138767-00 SHALL BE AUTOMATICALLY TERMINATED.

**Remarks:**

THE OWNER(S) OF 41H-W-138767-00 HAVE THE OPTION TO USE THE WATER RIGHT CLAIMED THEREIN ANYTIME UP TO JULY 10 OF ANY YEAR. IF THIS OPTION IS EXERCISED, THE OWNER OF CLAIM 41H-W-140876-00 SHALL NOT USE THE WATER RIGHT CLAIMED THEREIN DURING ANY PERIOD IN WHICH CLAIM 41H- W-138767-00 IS IN USE.

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