

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 140876-00 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.