

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 141861-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: BKH PARTNERSHIP
PO BOX 739
BELGRADE, MT 59714-0739

Priority Date: JULY 7, 1905
Enforceable Priority Date: JULY 7, 1905

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 50.00 GPM
Maximum Volume: 53.00 AC-FT
Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 22.00
Source Name: SPRING, SPRING
Source Type: GROUNDWATER

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		SENE	17	1S	6E	GALLATIN

Period of Diversion: JULY 1 TO NOVEMBER 19
Diversion Means: PIPELINE

2		S2S2NE	17	1S	6E	GALLATIN
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Period of Diversion: JULY 1 TO NOVEMBER 19
Diversion Means: HEADGATE

POINT OF DIVERSION NO. 2 IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SENE	17	1S	6E	GALLATIN

Diversion to Reservoir: DIVERSION # 1

Period of Use: JULY 1 to NOVEMBER 19

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	7.00		W2SENE	17	1S	6E	GALLATIN
2	6.00		S2S2NE	17	1S	6E	GALLATIN
3	9.00		E2SWNE	17	1S	6E	GALLATIN
Total:	22.00						

Geocodes/Valid: 06-0905-17-1-01-01-0000 - Y 06-0905-17-1-01-05-0000 - Y
06-0905-17-1-01-20-0000 - Y 06-0905-17-1-01-30-0000 - 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.

141861-00 141862-00

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

141860-00 141861-00

USE OF THIS RIGHT IS GOVERNED BY AN AGREEMENT FILED WITH THE WATER COURT ON MARCH 6, 1998. SEE CASE OR CLAIM FILE FOR MORE INFORMATION.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/30/92.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 97414 RECEIVED 05/01/2009.

WHEN THIS CLAIM WAS ORIGINALLY DECREED, THE PERIOD OF DIVERSION WAS NOT INCLUDED AS AN ELEMENT OF THE CLAIM. IN 2008, THE PERIOD OF DIVERSION ELEMENT WAS ADDED TO ALL CLAIM ABSTRACTS. IT IS NOT CERTAIN IF THE PERIOD OF DIVERSION DATES ADDED TO THIS CLAIM ACCURATELY REFLECT THE HISTORICAL PERIOD OF DIVERSION. MORE INFORMATION IS REQUIRED.