

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: 43B 196083-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: USA (DEPT OF AGRICULTURE FOREST SERVICE)
WATER RIGHTS PROGRAM MANAGER, NORTHERN REGION
26 FORT MISSOULA RD
MISSOULA, MT 59804-7203

CHURCH UNIVERSAL & TRIUMPHANT INC
63 SUMMIT WAY
GARDINER, MT 59030-9314

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: MAY 25, 1884

Enforceable Priority Date: MAY 25, 1884

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 5.75 CFS

THE STIPULATION FILED ON JULY 13, 1990 SPECIFIES THAT THE COMBINED TOTAL APPROPRIATION FOR THIS WATER RIGHT AND 43B W190982-00 CANNOT EXCEED 5.75 CFS.

Maximum Volume:

Climatic Area: 5 - LOW

Maximum Acres: 412.80

Source Name: REESE 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		SENESE	7	9S	8E	PARK (YELLOWSTONE NATIONAL PARK)

Period of Diversion: APRIL 15 TO OCTOBER 19

Diversion Means: DITCH

Ditch Name: MIDDLE DITCH

2		SESWSE	7	9S	8E	PARK (YELLOWSTONE NATIONAL PARK)
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Period of Diversion: APRIL 15 TO OCTOBER 19

Diversion Means: DITCH

Ditch Name: UPPER DITCH

DITCH NAME FOR DIVERSION NO. 2 IS: UPPER DITCH

DITCH NAME FOR DIVERSION NO. 01 IS: MIDDLE DITCH

Period of Use: APRIL 15 to OCTOBER 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	40.30		SE	31	8S	8E	PARK
2	30.60		W2W2	32	8S	8E	PARK
3	140.00		W2	5	9S	8E	PARK
4	120.00		E2	6	9S	8E	PARK
5	24.40		E2NE	7	9S	8E	PARK
6	57.50		NW	8	9S	8E	PARK
Total:	412.80						

Geocodes/Valid: -- NO VALID GEOCODES --

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.

185771-00 193321-00 196080-00 196083-00 196084-00 196087-00 196095-00
196096-00 196112-00 196120-00 196121-00

IT IS NOTED THAT THE STIPULATION FILED ON JULY 13, 1990 INCLUDES AGREEMENTS CONCERNING MATTERS BEYOND THE ADJUDICATION OF THE ELEMENTS OF THIS RIGHT, SUCH AS EASEMENTS, INSTALLATION OF STRUCTURES, MAINTENENCE OF A MINIMUM INSTREAM FLOW, ETC.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/08/87.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 42884 RECEIVED 11/21/2006.

THE TIMELY FILED OBJECTION OF UNITED STATES OF AMERICA WAS AMENDED BY UNITED STATES OF AMERICA TO INCLUDE PRIORITY DATE, PERIOD OF USE, POINT OF DIVERSION, MEANS OF DIVERSION, MAXIMUM ACRES IRRIGATED 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.