

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:** 43BV 114044-00 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:** HANGMANS CREEK LLC  
435 SHANKS BASIN W RD  
BIG TIMBER, MT 59011

RICHARD J LOHOF  
401 W 13TH ST  
LAUREL, MT 59044

JUNE W LOHOF  
401 W 13TH ST  
LAUREL, MT 59044

HERITAGE MONTANA LLC  
496 HALBERT LN  
WACO, TX 76705

STASIKAITIS FAMILY TRUST  
SALMERI ANTHONY & PATRICIA TRUSTEES  
8575 GHOLSON RD  
WACO, TX 76705

DONALD R BRANDSTADT  
496 HALBERT LN  
WACO, TX 76705

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

**Priority Date:** JUNE 29, 1973

**Enforceable Priority Date:** JUNE 29, 1973

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 1.65 CFS

**Maximum Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

**Climatic Area:** 2 - MODERATELY HIGH

**Maximum Acres:** 181.00

**Source Name:** SWEET GRASS 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		SWNESE	30	1N	16E	SWEET GRASS

**Period of Diversion:** APRIL 1 TO NOVEMBER 4

**Diversion Means:** HEADGATE

**Ditch Name:** HARRISON DITCH

**Period of Use:** APRIL 1 to NOVEMBER 4

**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	68.00		NW	9	1S	16E	SWEET GRASS
2	27.00		SW	9	1S	16E	SWEET GRASS
3	86.00		NE	8	1S	16E	SWEET GRASS

**Total:** 181.00

**Geocodes/Valid:** 40-0916-08-1-01-01-0000 - Y      40-0916-08-1-02-01-0000 - Y  
40-0916-08-1-02-03-0000 - Y      40-0916-08-1-03-01-0000 - Y  
40-0916-08-1-03-04-0000 - Y      40-0916-09-2-04-01-0000 - Y

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**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.

114040-00 114041-00 114042-00 114043-00 114044-00

THIS APPROPRIATION OF WATER TAKES WATER FROM SWEET GRASS CREEK BASIN (43BV) AND USES IT IN THE UPPER YELLOWSTONE RIVER BASIN (43B). AS A RESULT IT WILL BE DECREED IN BOTH BASINS AND SUBJECT TO OBJECTION IN EITHER BASIN BEFORE BECOMING FINAL.

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/13/1995.

SPLIT CLAIM NO. 43BV 30071969 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 34599 RECEIVED 03/03/2006.

OWNERSHIP UPDATE TYPE 641 # 122095 RECEIVED 06/06/2012.

OWNERSHIP UPDATE TYPE DOR # 122321 RECEIVED 09/23/2013.

OWNERSHIP UPDATE TYPE DOR # 128738 RECEIVED 08/21/2014.

OWNERSHIP UPDATE TYPE DOR # 127290 RECEIVED 10/27/2014.

OWNERSHIP UPDATE TYPE WATER COURT ORDER # 131085 RECEIVED 04/30/2015.