

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 138767-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: GERALD R GOLDENSTEIN
7810 GOLDENSTEIN LN
BOZEMAN, MT 59715

GOLDENSTEIN RANCH LLC
%TIMOTHY J GOLDENSTEIN
7190 GOLDENSTEIN LN
BOZEMAN, MT 59715

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

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.25 CFS

Maximum Volume:
Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 145.00

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		NWNE	7	3S	6E	GALLATIN

Period of Diversion: APRIL 15 TO JULY 14
Diversion Means: HEADGATE
Ditch Name: MYSTIC LAKE DITCH

Period of Use: APRIL 15 to JULY 14

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	145.00		SE	25	2S	5E	GALLATIN
Total:	145.00						

Geocodes/Valid: 06-0798-25-4-20-01-0000 - Y 06-0798-25-4-20-20-0000 - Y

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.

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.

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