

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: 40A 184535-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE

Version Status: ACTIVE

Owners: DIAMOND LEGACY LTD PARTNERSHIP
PO BOX 1908
HARLOWTON, MT 59036-1908

Priority Date: SEPTEMBER 25, 1907

Enforceable Priority Date: SEPTEMBER 25, 1907

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 8.88 CFS

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 1,468.00

Source Name: AMERICAN FORK

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		NWNENW	23	7N	15E	WHEATLAND

Period of Diversion: MAY 15 TO OCTOBER 19

Diversion Means: HEADGATE

2		SWNWSW	23	7N	15E	WHEATLAND
---	--	--------	----	----	-----	-----------

Period of Diversion:

Diversion Means: HEADGATE

Period of Use: MAY 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	44.00		N2SE	12	7N	15E	WHEATLAND
2	80.00		N2NE	13	7N	15E	WHEATLAND
3	40.00		SWNE	13	7N	15E	WHEATLAND
4	10.00		NWSENE	13	7N	15E	WHEATLAND
5	5.00		NESENE	13	7N	15E	WHEATLAND
6	5.00		SWSENE	13	7N	15E	WHEATLAND
7	10.00		NWNWSE	13	7N	15E	WHEATLAND
8	5.00		NENWSE	13	7N	15E	WHEATLAND
9	5.00		SWNWSE	13	7N	15E	WHEATLAND
10	10.00		NENESW	13	7N	15E	WHEATLAND
11	3.00		NWNESW	13	7N	15E	WHEATLAND
12	5.00		SWNESW	13	7N	15E	WHEATLAND
13	5.00		SENESW	13	7N	15E	WHEATLAND
14	20.00		E2SENE	13	7N	15E	WHEATLAND
15	3.00		SWSENE	13	7N	15E	WHEATLAND
16	3.00		NWSENE	13	7N	15E	WHEATLAND
17	5.00		SENE	13	7N	15E	WHEATLAND
18	610.00			8	7N	16E	WHEATLAND
19	600.00			9	7N	16E	WHEATLAND

Total: 1,468.00

Geocodes/Valid: 44-1605-12-1-01-01-0000 - Y 44-1605-13-1-01-01-0000 - Y
44-1605-13-2-03-01-0000 - Y 44-1606-08-1-01-01-0000 - Y
44-1606-09-1-01-01-0000 - Y

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.

184530-00 184535-00 184536-00 191109-00 214232-00

THE FLOW RATE, MAXIMUM ACRES, POINT OF DIVERSION, AND PLACE OF USE WERE AMENDED BY THE CLAIMANT ON 3/28/2005 PURSUANT TO SECTION 85-2-233(6), MCA.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/12/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/16/99.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 12021 RECEIVED 12/08/2003.

OWNERSHIP UPDATE TYPE DOR # 138022 RECEIVED 09/16/2015.

OWNERSHIP UPDATE TYPE DOR # 140831 RECEIVED 02/16/2016.

.....
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.
.....