

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 122556-00 STATEMENT OF CLAIM  
**Version:** 2 -- SPLIT POST DECREE

**Version Status:** ACTIVE

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

**Priority Date:** JUNE 30, 1890

**Enforceable Priority Date:** JUNE 30, 1890

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 0.17 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:** 9.80

**Source Name:** BIG 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		NWNWNE	22	6S	7E	PARK

**Period of Diversion:** APRIL 28 TO OCTOBER 19

**Diversion Means:** HEADGATE

**Ditch Name:** MUTUAL DITCH

2- SECONDARY		NWSENE	14	6S	7E	PARK
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**Period of Diversion:** APRIL 28 TO OCTOBER 19

**Diversion Means:** DITCH

THE FLOW RATE IS MEASURED AT A SECONDARY DITCH OFF OF THE MUTUAL DITCH PURSUANT TO THE BIG CREEK DECREE, CAUSE NO. 3028, PARK COUNTY.

**Period of Use:** APRIL 28 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	1.50		S2S2SE	11	6S	7E	PARK
2	8.30		NE	14	6S	7E	PARK
<b>Total:</b>	9.80						

**Geocodes/Valid:** 49-0431-14-1-01-03-0000 - Y 49-0431-14-1-01-04-0000 - Y  
49-0431-14-1-50-10-0000 - Y 49-0431-14-1-90-10-0000 - Y  
49-0431-14-2-01-03-0000 - Y 49-0431-14-2-01-04-0000 - Y  
49-0431-14-2-80-10-0000 - 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.

122556-00 122558-00 122559-00 122562-00 122563-00 122564-00 122565-00  
122567-00 122568-00 194497-00

THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT CONTAINED IN THE STIPULATION FILED 05/12/1995 AND LOCATED IN THE MASTER'S REPORT IN THE CASE OR CLAIM FILE.

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

**Remarks:**

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/15/85.

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

SPLIT CLAIM NO. 43B 30108475 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 106740 RECEIVED 06/29/2012.

OWNERSHIP UPDATE TYPE 641 # 146788 RECEIVED 04/14/2016.

OWNERSHIP UPDATE TYPE WATER COURT ORDER # 148456 RECEIVED 10/11/2016.