

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: 411 825-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
CRYSTAL NACHTSHEIM
7408 AUSTIN RD
HELENA, MT 59602

NATHAN NACHTSHEIM
7408 AUSTIN RD
HELENA, MT 59602

JOYCE B NACHTSHEIM
7828 AUSTIN RD
HELENA, MT 59602-8732

WALTER B NACHTSHEIM
7828 AUSTIN RD
HELENA, MT 59602-8732

Priority Date: DECEMBER 31, 1888
Enforceable Priority Date: DECEMBER 31, 1888

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.00 CFS

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

Climatic Area: 3 - MODERATE

Maximum Acres: 26.00

Source Name: GREENHORN 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		SENENW	9	10N	5W	LEWIS AND CLARK

Period of Diversion: MARCH 1 TO OCTOBER 4

Diversion Means: HEADGATE

Ditch Name: OTTEN DITCH

2		SWSWNW	5	10N	5W	LEWIS AND CLARK
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Period of Diversion: MARCH 1 TO OCTOBER 4

Diversion Means: HEADGATE

Ditch Name: GLASSER DITCH

Period of Use: MARCH 1 to OCTOBER 4

THIS RIGHT IS LIMITED TO THE HIGH OR FLOOD WATERS OF GREENHORN CREEK.

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	12.00		N2NW	9	10N	5W	LEWIS AND CLARK
2	14.00		NWSW	5	10N	5W	LEWIS AND CLARK
Total:	26.00						

PLACE OF USE 002 IS LIMITED TO LANDS DESCRIBED IN PATENT NO. 15232.

Geocodes/Valid: -- NO VALID GEOCODES --

Remarks:

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

OWNERSHIP OF WATER RIGHT CHANGED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF

Remarks:

THE TEMPORARY PRELIMINARY DECREE.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 31690 RECEIVED 01/30/2006.

THE TIMELY FILED OBJECTION OF VIOLA NELSON WAS AMENDED BY AGREEMENT PARTIES TO INCLUDE OWNERS, PRIORITY DATE, MAXIMUM ACRES, PERIOD OF USE, POINT OF DIVERSION, 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.