

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

GENERAL ABSTRACT

A version with a more recent operating authority date exists. Contact DNRC for details.

Water Right Number: 41H 158516-00 STATEMENT OF CLAIM
Version: 2 -- CHANGE AUTHORIZATION
Version Status: ACTIVE

THIS AUTHORIZATION IS LIMITED TO THE AMOUNT OF THE HISTORIC USE RECOGNIZED BY THE DEPARTMENT IN THIS PROCEEDING AS SUBJECT TO CHANGE, AND WILL THEREAFTER NOT EXCEED THAT AMOUNT. IF THE HISTORIC USE IS REDUCED UNDER ADJUDICATION PROCEEDINGS PURSUANT TO TITLE 85, CHAPTER 2, PART 2, MCA, THIS AUTHORIZATION WILL BE LIMITED TO A LESSER AMOUNT.

Owners: GREG R GIANFORTE
1320 MANLEY RD
BOZEMAN, MT 59715

SUSAN K GIANFORTE
1320 MANLEY RD
BOZEMAN, MT 59715

MCILHATTAN RANCH PROPERTY LLC
3100 SENTINAL DR
BOZEMAN, MT 59715-8750

OLD RIVER FARM HOMEOWNERS ASSN INC
100 FARM VIEW LN
BOZEMAN, MT 59715

EAST GALLATIN LLC
1320 MANLEY RD
BOZEMAN, MT 59715-8779

TRANSFER PROCESSED TO ADD OWNERS ONLY. INDIVIDUAL PORTIONS WILL BE RECORDED AFTER FINAL DECREE.

Priority Date: DECEMBER 31, 1865

Enforceable Priority Date: DECEMBER 31, 1865

Purpose (use): IRRIGATION
FISH AND WILDLIFE

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 5.00 CFS

Maximum Volume: 695.90 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 145.19

Source Name: EAST GALLATIN RIVER

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		SWSWSW	30	1S	6E	GALLATIN

Period of Diversion: JUNE 1 TO OCTOBER 4

Diversion Means: HEADGATE

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2NWSE	25	1S	5E	GALLATIN

Depth: 12.00 FEET

Surface Area: 1.10 ACRES

Current Capacity: 6.80 ACRE-FEET

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWNWSE	25	1S	5E	GALLATIN

Depth: 12.00 FEET

Surface Area: 1.10 ACRES

Current Capacity: 6.90 ACRE-FEET

Period of Use: JUNE 1 to OCTOBER 4
JANUARY 1 to DECEMBER 31

Purpose (Use): IRRIGATION

Period of Use: JUNE 1 to OCTOBER 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	112.38		S2	25	1S	5E	GALLATIN
2	1.81		N2NWSE	36	1S	5E	GALLATIN
3	24.00		W2NE	30	1S	6E	GALLATIN
4	7.00		NWNWNW	31	1S	6E	GALLATIN
Total:	145.19						

Purpose (Use): FISH AND WILDLIFE

Period of Use: JANUARY 1 to DECEMBER 31

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			E2NWSE	25	1S	5E	GALLATIN
2			NWNWSE	25	1S	5E	GALLATIN

Geocodes/Valid: 06-0904-25-3-01-01-0000 - Y 06-0904-25-3-02-01-0000 - Y
06-0904-25-3-02-10-0000 - Y 06-0904-25-3-03-01-0000 - Y
06-0904-25-3-03-50-0000 - Y 06-0904-25-4-01-01-0000 - Y
06-0904-25-4-01-05-0000 - Y 06-0904-25-4-01-10-0000 - Y
06-0904-25-4-01-15-0000 - Y 06-0904-25-4-01-20-0000 - Y
06-0904-25-4-01-25-0000 - Y 06-0904-25-4-01-30-0000 - Y
06-0905-30-3-01-18-0000 - Y 06-0905-31-2-15-35-0000 - Y

Remarks:

AUTHORIZATION TO CHANGE THE PURPOSE OF USE ISSUED 01/29/98. NOTICE OF COMPLETION DUE 12/31/98. SEE 41H-G(W)158515-00. .

THIS RIGHT IS SUBJECT TO THE AUTHORITY OF COURT APPOINTED WATER COMMISSIONERS, IF AND WHEN APPOINTED, TO ADMEASURE AND DISTRIBUTE TO THE PARTIES USING WATER IN THE SOURCE OF SUPPLY, THE WATER TO WHICH THEY ARE ENTITLED. THE APPROPRIATOR SHALL PAY HIS PROPORTIONATE SHARE OF THE FEES, COMPENSATION AND EXPENSES, AS FIXED BY THE DISTRICT COURT, INCURRED IN THE DISTRIBUTION OF THE WATERS.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/16/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/31/88.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/29/89.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/30/97.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/18/96.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/02/88.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/13/91.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 65470 RECEIVED 10/30/2008.

OWNERSHIP UPDATE TYPE 608 # 101771 RECEIVED 04/06/2011.