

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 193280-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: ROSALENE O PETERSON
5 PRAIRIE LANE
LIVINGSTON, MT 59047

WAYNE PETERSON
5 PRAIRIE LN
LIVINGSTON, MT 59047

DAVID W GIBSON
PO BOX 855
LIVINGSTON, MT 59047-0855

JOANN A GIBSON
PO BOX 855
LIVINGSTON, MT 59047-0855

TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.

Priority Date: JULY 17, 1900

Enforceable Priority Date: JULY 17, 1900

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 2.00 CFS

Maximum Volume:

Climatic Area: 3 - MODERATE

Maximum Acres: 73.50

Source Name: UNNAMED TRIBUTARY OF FLESHMAN 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		NWNWNW	14	2S	9E	PARK

Period of Diversion: APRIL 1 TO OCTOBER 4

Diversion Means: DIKE

Period of Use: APRIL 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	2.30		NWNW	14	2S	9E	PARK
2	7.70		NENW	14	2S	9E	PARK
3	28.00		SENW	14	2S	9E	PARK
4	0.40		NWNE	14	2S	9E	PARK
5	31.10		SWNE	14	2S	9E	PARK
6	4.00		SENE	14	2S	9E	PARK
Total:	73.50						

Geocodes/Valid: -- NO VALID GEOCODES --

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.

193278-00 193279-00 193280-00

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

Remarks:

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/21/91.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 5319 RECEIVED 10/17/2002.

THE TIMELY FILED OBJECTION OF WAYNE PETERSON WAS AMENDED BY WAYNE PETERSON TO INCLUDE MAXIMUM ACRES 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.