

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: 41D 195088-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: DALE GIEM
2333 MT HWY 41 SOUTH
TWIN BRIDGES, MT 59754-9748

JENNIFER GIEM
2333 MT HWY 41 SOUTH
TWIN BRIDGES, MT 59754-9748

JAMES C KENNEDY
PO BOX 530255
ATLANTA, GA 30353

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: MAY 25, 1901
Enforceable Priority Date: MAY 25, 1901

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 6.06 CFS
THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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: 160.00

Source Name: BIG HOLE 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		SENWSE	21	4S	7W	MADISON

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: PAGEVILLE CANAL
DITCH NAME: PAGEVILLE CANAL

Period of Use: APRIL 1 to OCTOBER 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	160.00		N2	18	4S	6W	MADISON

Total: 160.00

Geocodes/Valid: 25-0592-18-1-01-01-0000 - Y 25-0592-18-1-02-01-0000 - Y

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.
THIS APPROPRIATION OF WATER TAKES WATER FROM THE BIG HOLE RIVER DRAINAGE (BASIN 41D) AND USES IT IN THE BIG HOLE RIVER DRAINAGE (BASIN 41D) AND THE BEAVERHEAD RIVER DRAINAGE (BASIN 41B). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.
WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/22/2005. OWNERSHIP UPDATE ID# 27719. DILLET RANCHES TO DALE AND JENNIFER GIEM. BUYER RECEIVED 0.5 CFS.
OWNERSHIP UPDATE RECEIVED

Remarks:

OWNERSHIP UPDATE TYPE 608 # 26888 RECEIVED 11/22/2005.

OWNERSHIP UPDATE TYPE DOR # 93589 RECEIVED 10/07/2011.

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FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE MADISON COUNTY WATER RESOURCES SURVEY (1954) APPEARS TO INDICATE 70.00 ACRES
IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 178-81 , DATED 09/07/1979 , APPEARS TO INDICATE 102.00 ACRES
IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.
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