

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 196113-00 STATEMENT OF CLAIM

**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** JOHN J HEGMANN  
PO BOX 711  
GARDINER, MT 59030

JANET M HEGMANN  
PO BOX 711  
GARDINER, MT 59030

CHRISTOPHER V LYNESS  
PO BOX 251  
GARDINER, MT 59030-0251

WESTERN SHAMBALLA INC  
63 SUMMIT WAY  
GARDINER, MT 59030

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

**Priority Date:** MAY 1, 1908

**Enforceable Priority Date:** MAY 1, 1908

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 2.38 CFS

**Maximum Volume:**

**Climatic Area:** 5 - LOW

**Maximum Acres:** 40.00

**Source Name:** CEDAR 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		NWNENE	13	8S	7E	PARK

**Period of Diversion:** APRIL 15 TO NOVEMBER 19

**Diversion Means:** HEADGATE

**Period of Use:** APRIL 15 to NOVEMBER 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	3.00	8	SESE	13	8S	7E	PARK
2	28.00	1	NENE	24	8S	7E	PARK
3	9.00	3	W2NW	19	8S	8E	PARK
<b>Total:</b>	40.00						

**Geocodes/Valid:** 49-0259-24-1-50-10-0000 - Y 49-0259-24-1-50-20-0000 - Y

49-0259-24-1-50-30-0000 - Y 49-0259-24-1-50-40-0000 - Y

49-0259-24-1-50-50-0000 - 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.

196113-00 196114-00 196115-00 196116-00

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

**Remarks:**

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/01/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/16/98.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/16/98.

NOTICE OF WATER RIGHT OWNERSHIP UPDATE RECEIVED 06/23/99.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 41289 RECEIVED 09/05/2006.

OWNERSHIP UPDATE TYPE DOR # 106739 RECEIVED 06/20/2012.

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