

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: 41B 196652-00 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:

WILLIAM G SWETISH
250 EAGLE DR
DILLON, MT 59725-8580

JEAN K SWETISH
250 EAGLE DR
DILLON, MT 59725-8580

JOEL BURNETT
195 GOSHAWK LN
DILLON, MT 59725-7336

CONNIE BURNETT
195 GOSHAWK LN
DILLON, MT 59725-7336

KENNETH B BRICKZIN
PO BOX 131
DILLON, MT 59725-0131

TAMMY L BRICKZIN
PO BOX 131
DILLON, MT 59725-0131

MICHELLE F MCDONALD
425 E CENTER ST
DILLON, MT 59725-2608

KIMBERLY D ROBERTS
5200 BLACKTAIL RD
DILLON, MT 59725-8535

TORRENCE D ANDERSON
10 HIRSCH LN
DILLON, MT 59725-9558

SHAUNA D ANDERSON
10 HIRSCH LN
DILLON, MT 59725-9558

RICHARD L OLSEN
5900 BLACKTAIL RD
DILLON, MT 59725-8537

JANI B OLSEN
5900 BLACKTAIL RD
DILLON, MT 59725-8537

RYAN HUGHES
40 WENDY LN
DILLON, MT 59725-9434

FELICIA L OH
28175 ASHBROOK LN
VALENCIA, CA 91354-1116

OH RITA DY MARITAL TRUST
PO BOX 1255
LAKE STEVENS, WA 98258-1255

CLAUDIA L OAKES
223 KESTREL DR
DILLON, MT 59725-8611

DONALD M THOMPSON
223 KESTREL DR
DILLON, MT 59725-8611

DAVID E SCHUETT
2955 CARRIGAN LN
DILLON, MT 59725-8542

RONALD D PETERSEN
PO BOX 628
DILLON, MT 59725-0628

MICHAEL J COLEMAN
225 EAGLE DR
DILLON, MT 59725-8580

PEGGY M COLEMAN
225 EAGLE DR
DILLON, MT 59725-8580

TOWERY MARITAL PROPERTY TRUST
%RONALD E & ZORA R TOWERY
188 FOX RIDGE DR
DILLON, MT 59725-6511

PRANEE MEEKEW
PO BOX 628
DILLON, MT 59725-0628

DAVID S FALLIS
%18600 SORREL SPRINGS LN
FRENCHTOWN, MT 59834-9500

JACQUELINE D FALLIS
18600 SORREL SPRINGS LN
FRENCHTOWN, MT 59834-9500

DAVID W HOOKS
3535 US HWY 91 S
DILLON, MT 59725

MERRY LEE HOOKS
3535 US HWY 91 S
DILLON, MT 59725

RICHARD O NORDQUIST
PO BOX 1192
DILLON, MT 59725-1192

KERRY A CLARK
55 GOSHAWK LN
DILLON, MT 59725-8358

LEIGHANNE CLARK
55 GOSHAWK LN
DILLON, MT 59725-8358

DONNA J DAVIS
50 GOSHAWK LN
DILLON, MT 59725-8313

STEVEN V DAVIS
50 GOSHAWK LN
DILLON, MT 59725-8313

DAVID W BROWN
50 EAGLE DR
DILLON, MT 59725-8604

PATRICIA A BROWN
50 EAGLE DR
DILLON, MT 59725-8604

MONARCH LLC
110 W PARK ST
DILLON, MT 59725-2402

DOUGLAS F WRIGHT
3715 N BITTERROOT DR
COEUR D ALENE, ID 83815-6333

MINTE WRIGHT
3715 N BITTERROOT DR
COEUR D ALENE, ID 83815-6333

KAREN M GILHOUSEN
599 HIGH TOWER RD
BOZEMAN, MT 59718-8163

KLEIN S GILHOUSEN
599 HIGH TOWER RD
BOZEMAN, MT 59718-8163

JODY R KRUEGER
5492 HWY 93 N
WHITEFISH, MT 59937

JERAD M VEZINA
461 GOSHAWK LN
DILLON, MT 59725-8303

KRISTY L VEZINA
461 GOSHAWK LN
DILLON, MT 59725-8303

JUSTIN D BOWERS
20 OSPREY CT
DILLON, MT 59725-8623

BRIANNE M BOWERS
20 OSPREY CT
DILLON, MT 59725-8623

GORDON W SAMPSON
18225 334TH AVE
HIGHMORE, SD 57345-5314

CYNTHIA J SAMPSON
18225 334TH AVE
HIGHMORE, SD 57345-5314

MARK A PETERSON
1800 BLACKTAIL RD
DILLON, MT 59725-8527

KATHLEEN M PETERSON
1800 BLACKTAIL RD
DILLON, MT 59725-8527

RICHARD S KNIGHT
5200 BLACKTAIL RD
DILLON, MT 59725-8535

APRIL V KNIGHT
5200 BLACKTAIL RD
DILLON, MT 59725-8535

DORAN FLUCKIGER
26 AMBER LN
DILLON, MT 59725-9400

TAMBI FLUCKIGER
26 AMBER LN
DILLON, MT 59725-9400

REBECCA S KRUEGER
5492 HWY 93 N
WHITEFISH, MT 59937

JOSEPH SAMPSON
167 KESTREL DR
DILLON, MT 59725-8625

CARRIE R SAMPSON
167 KESTREL DR
DILLON, MT 59725-8625

REDTAIL CROSSING LLC
1355 MIDDLEMONT LN
BEDFORD, VA 24523-6616

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

Priority Date: DECEMBER 31, 1879

Enforceable Priority Date: DECEMBER 31, 1879

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD
Maximum Flow Rate: 6.15 CFS
Maximum Volume:
Climatic Area: 3 - MODERATE
Maximum Acres: 807.00
Source Name: BLACKTAIL DEER CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWNW	17	8S	8W	BEAVERHEAD

Period of Diversion: APRIL 15 TO OCTOBER 19
Diversion Means: HEADGATE

2		E2NESE	7	8S	8W	BEAVERHEAD
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Period of Diversion: APRIL 15 TO OCTOBER 19
Diversion Means: HEADGATE

3		NESESE	7	8S	8W	BEAVERHEAD
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Period of Diversion: APRIL 15 TO OCTOBER 19
Diversion Means: HEADGATE

Period of Use: APRIL 15 to OCTOBER 19

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	580.00			7	8S	8W	BEAVERHEAD
2	178.00		S2	6	8S	8W	BEAVERHEAD
3	49.00		NE	6	8S	8W	BEAVERHEAD

Total: 807.00

Geocodes/Valid:		
	18-0241-06-1-01-03-0000 - Y	18-0241-06-1-01-20-0000 - Y
	18-0241-06-2-04-10-0000 - Y	18-0241-06-2-04-12-0000 - Y
	18-0241-06-2-04-16-0000 - Y	18-0241-06-2-04-18-0000 - Y
	18-0241-06-2-04-20-0000 - Y	18-0241-06-2-04-22-0000 - Y
	18-0241-06-2-04-24-0000 - Y	18-0241-06-2-04-26-0000 - Y
	18-0241-06-2-04-28-0000 - Y	18-0241-06-2-04-30-0000 - Y
	18-0241-06-2-04-32-0000 - Y	18-0241-06-2-04-36-0000 - Y
	18-0241-06-2-04-38-0000 - Y	18-0241-06-2-04-62-0000 - Y
	18-0241-06-2-04-64-0000 - Y	18-0241-06-2-04-66-0000 - Y
	18-0241-06-2-04-68-0000 - Y	18-0241-06-2-04-70-0000 - Y
	18-0241-06-2-04-72-0000 - Y	18-0241-06-2-04-74-0000 - Y
	18-0241-06-4-02-05-0000 - Y	18-0241-06-4-02-10-0000 - Y
	18-0241-06-4-02-15-0000 - Y	18-0241-06-4-02-20-0000 - Y
	18-0241-06-4-02-25-0000 - Y	18-0241-06-4-04-01-0000 - Y
	18-0241-06-4-04-03-0000 - Y	18-0241-06-4-04-05-0000 - Y
	18-0241-06-4-04-07-0000 - Y	18-0241-06-4-04-09-0000 - Y
	18-0241-07-1-01-05-0000 - Y	18-0241-07-1-01-07-0000 - Y
	18-0241-07-1-01-09-0000 - Y	18-0241-07-1-01-11-0000 - Y
	18-0241-07-1-01-13-0000 - Y	18-0241-07-1-01-15-0000 - Y
	18-0241-07-1-02-01-0000 - Y	18-0241-07-1-02-03-0000 - Y
	18-0241-07-1-02-05-0000 - Y	18-0241-07-1-02-07-0000 - Y
	18-0241-07-1-02-09-0000 - Y	18-0241-07-2-01-01-0000 - Y
	18-0241-07-3-01-01-0000 - Y	18-0241-07-4-01-02-0000 - Y

18-0241-07-4-01-04-0000 - Y

18-0241-07-4-01-07-0000 - Y

18-0241-07-4-01-09-0000 - Y

18-0241-07-4-01-11-0000 - Y

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/11/92: MAXIMUM ACRES, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/05/92: MAXIMUM ACRES, PLACE OF USE.

THIS WATER RIGHT IS ASSOCIATED TO PERMIT NO. 41B-30000144. THEY IRRIGATE THE SAME PLACE OF USE (LOT 1 IN BLACKTAIL DEER CREEK ESTATES II).

THIS STATEMENT OF CLAIM IS ASSOCIATED TO PERMIT NO. 30011646-41B. THE RIGHTS ARE ASSOCIATED BECAUSE THEY HAVE OVERLAPPING PLACES OF USE.

AUTHORIZATION TO CHANGE PLACE OF USE COMPLETED 07/08/74. FILE REFLECTS RIGHT AS IT EXISTED PRIOR TO JULY 1973. APPROVED CHANGES WILL BE RECORDED AFTER FINAL DECREE.

AUTHORIZATION TO CHANGE POINT OF DIVERSION, PLACE OF USE, PLACE OF STORAGE COMPLETED 06/03/94. FILE REFLECTS RIGHT AS IT EXISTED PRIOR TO JULY 1973. APPROVED CHANGES WILL BE RECORDED AFTER FINAL DECREE. SEE WATER RIGHT NO. G(W)088820-00.

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. W088830-00.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 02/15/2002. TOWERY TRUST TO WILLIAM AND JULIE GAEUMAN - LOT 12 BLACKTAIL DEER CREEK ESTATES MINOR IV

WATER RIGHT OWNERSHIP UPDATE RECEIVED 06/12/2002. TOWERY TRUST TO KENNETH BRICKZIN - LOT 11 BLACKTAIL DEER CREEK ESTATES MINOR IV.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/03/2002. MARCO VRANISH TO TOWERY TRUST - LOT 6 BLACKTAIL DEER CREEK ESTATES MINOR III.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 01/22/2003. TOWERY TRUST TO STEVEN AND DONNA DAVIS - LOT 8 BLACKTAIL DEER CREEK ESTATES MINOR III.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 10/31/2003. TOWERY TRUST TO DAVID & PATRICIA BROWN - LOT 6 BLACKTAIL DEER CREEK ESTATES MINOR III.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/28/00. TOWERY TRUST TO REDUS FAMILY TRUST - LOT 14 BLACKTAIL DEER CREEK ESTATES MINOR IV.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/28/97. TOWERY TO CARL AND CONNIE PETERSEN - LOT 10 BLACKTAIL DEER CREEK ESTATES MINOR II.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/01/99. TOWERY TRUST TO MARCO AND JENNIFER VRANISH - LOT 6 BLACKTAIL DEER CREEK ESTATES MINOR III.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/27/1997. HIGH MOUNTAIN RANCHES TO DAVID SCHUETT - 100% OF HIGH MOUNTAIN RANCHES PORTION.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/20/98. TOWERY TO KERRY AND LEIGHANNE CLARK - LOT 9 BLACKTAIL DEER CREEK ESTATES MINOR III.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/06/99. SCHUETT TO MICHAEL AND JOAN PROBST - 100% OF SCHUETT'S PORTION.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/15/00. PROBST TO DAVID SCHUETT - 100% OF PROBST PORTION.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/06/00. JENNIFER VRANISH TO MARCO VRANISH - LOT 6 BLACKTAIL DERR CREEK ESTATES MINOR III.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/08/94. TOWERY TO RICHARD NORDQUIST - LOT 1 BLACKTAIL DEER CREEK ESTATES MINOR II.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/01/96. TOWERY TO RONALD PETERSEN AND PRANEE MEEKEW - LOT 5 BLACKTAIL DEER CREEK ESTATES MINOR II.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/21/98. RONALD TOWERY TO TOWERY MARITAL PROPERTY TRUST.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/28/98. NORSEBY TO MICHAEL AND PEGGY COLEMAN - LOT 3 BLACKTAIL DEER CREEK ESTATES MINOR II.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/01/96. TOWERY TO GREGORY AND HEATHER NORSEBY - LOT 3 BLACKTAIL DEER CREEK ESTATES MINOR II.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/29/91. SCHUETT TO HIGH MOUNTAIN RANCHES - 100% OF SCHUETT'S PORTION.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/15/94. TOWERY TO GLENDON & LEILANI JOHNSON - LOT 3 BLACKTAIL DEER CREEK ESTATES MINOR.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/02/99. TOWERY TRUST TO DAVID AND JACQUELINE FALLIS - LOT 7 BLACKTAIL DEER CREEK ESTATES MINOR III.

Remarks:

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/31/94. TOWERY TO PERRY AND AUDREY BACKUS - LOT 2 BLACKTAIL DEER CREEK MINOR II.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/20/94. TOWERY TO DEBBIE AND DONALD RESSET - LOT 1 BLACKTAIL DEER CREEK ESTATES MINOR.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/12/99. JAMES, CELIA, AND TIMOTHY MCFADDEN TO CELIA MCFADDEN TRUST - LOT 4 BLACKTAIL DEER CREEK ESTATES MINOR.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/01/94. TOWERY TO DAVID AND MERRY LEE HOOKS - LOT 4 BLACKTAIL DEER CREEK ESTATES MINOR II.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/15/94. TOWERY TO JAMES, CELIA, AND TIMOTHY MCFADDEN - LOT 4 BLACKTAIL DEER CREEK ESTATES MINOR.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/29/89. TOWERY TO SCHUETT - SPLIT - SCHUETT RECEIVES 602 ACRES AND TOWERY RETAINS 205 ACRES.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/11/97. RESSET TO TOWERY - LOT 1 BLACKTAIL DEER CREEK ESTATES.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 1880 RECEIVED 02/15/2002.

OWNERSHIP UPDATE TYPE 608 # 3680 RECEIVED 06/12/2002.

OWNERSHIP UPDATE TYPE 608 # 5939 RECEIVED 12/03/2002.

OWNERSHIP UPDATE TYPE 608 # 6767 RECEIVED 01/22/2003.

OWNERSHIP UPDATE TYPE 608 # 11290 RECEIVED 10/31/2003.

OWNERSHIP UPDATE TYPE 608 # 27205 RECEIVED 10/07/2005.

OWNERSHIP UPDATE TYPE 608 # 27220 RECEIVED 11/07/2005.

OWNERSHIP UPDATE TYPE 608 # 27228 RECEIVED 11/21/2005.

OWNERSHIP UPDATE TYPE 608 # 27229 RECEIVED 11/23/2005.

OWNERSHIP UPDATE TYPE 608 # 27914 RECEIVED 12/13/2005.

OWNERSHIP UPDATE TYPE 608 # 27865 RECEIVED 12/22/2005.

OWNERSHIP UPDATE TYPE 608 # 28592 RECEIVED 01/06/2006.

OWNERSHIP UPDATE TYPE 608 # 35720 RECEIVED 03/16/2006.

OWNERSHIP UPDATE TYPE 608 # 47513 RECEIVED 05/22/2007.

OWNERSHIP UPDATE TYPE 608 # 47731 RECEIVED 07/18/2007.

OWNERSHIP UPDATE TYPE 608 # 69423 RECEIVED 02/09/2009.

OWNERSHIP UPDATE TYPE 608 # 83794 RECEIVED 06/30/2009.

OWNERSHIP UPDATE TYPE DOR # 83949 RECEIVED 12/01/2009.

OWNERSHIP UPDATE TYPE 608 # 69426 RECEIVED 12/23/2009.

OWNERSHIP UPDATE TYPE DOR # 97199 RECEIVED 01/13/2012.

OWNERSHIP UPDATE TYPE 608 # 95368 RECEIVED 01/18/2012.

OWNERSHIP UPDATE TYPE DOR # 104481 RECEIVED 07/26/2012.

OWNERSHIP UPDATE TYPE 608 # 103148 RECEIVED 09/06/2012.

OWNERSHIP UPDATE TYPE DOR # 107709 RECEIVED 11/30/2012.

OWNERSHIP UPDATE TYPE DOR # 108028 RECEIVED 02/15/2013.

OWNERSHIP UPDATE TYPE DOR # 110761 RECEIVED 06/03/2013.

OWNERSHIP UPDATE TYPE 608 # 110811 RECEIVED 06/17/2013.

OWNERSHIP UPDATE TYPE DOR # 113470 RECEIVED 08/15/2013.

OWNERSHIP UPDATE TYPE DOR # 113471 RECEIVED 08/15/2013.

OWNERSHIP UPDATE TYPE DOR # 113377 RECEIVED 08/29/2013.

OWNERSHIP UPDATE TYPE DOR # 114451 RECEIVED 10/11/2013.

OWNERSHIP UPDATE TYPE DOR # 117807 RECEIVED 12/12/2013.

OWNERSHIP UPDATE TYPE DOR # 118576 RECEIVED 12/30/2013.

OWNERSHIP UPDATE TYPE DOR # 122543 RECEIVED 06/27/2014.

OWNERSHIP UPDATE TYPE 641 # 126793 RECEIVED 11/28/2014.

OWNERSHIP UPDATE TYPE DOR # 130468 RECEIVED 04/02/2015.

OWNERSHIP UPDATE TYPE DOR # 132902 RECEIVED 07/21/2015.

OWNERSHIP UPDATE TYPE DOR # 134511 RECEIVED 08/28/2015.

OWNERSHIP UPDATE TYPE DOR # 136687 RECEIVED 11/16/2015.

OWNERSHIP UPDATE TYPE DOR # 138724 RECEIVED 12/14/2015.

OWNERSHIP UPDATE TYPE DOR # 138723 RECEIVED 12/22/2015.

OWNERSHIP UPDATE TYPE DOR # 139611 RECEIVED 02/18/2016.

OWNERSHIP UPDATE TYPE DOR # 131675 RECEIVED 03/31/2016.

OWNERSHIP UPDATE TYPE DOR # 147056 RECEIVED 06/10/2016.

OWNERSHIP UPDATE TYPE DOR # 144118 RECEIVED 06/15/2016.