

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 196904-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: SRI RIVER HOLDINGS LLC
% JAIME WOOD
PO BOX 447
TWIN BRIDGES, MT 59754-0447

Priority Date: MARCH 26, 1902

Enforceable Priority Date: MARCH 26, 1902

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 25.00 CFS

Maximum Volume: TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 1,048.00

Source Name: BEAVERHEAD RIVER

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		NWNENW	27	3S	6W	MADISON

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: A. BAYERS DITCH

Period of Use: APRIL 15 to OCTOBER 31

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	68.00		E2NE	22	3S	6W	MADISON
2	516.00			15	3S	6W	MADISON
3	115.00		W2	14	3S	6W	MADISON
4	61.00		SW	2	3S	6W	MADISON
5	109.00		S2	10	3S	6W	MADISON
6	59.00		W2NW	23	3S	6W	MADISON
7	4.00		NWNWSW	23	3S	6W	MADISON
8	116.00		W2	11	3S	6W	MADISON
Total:	1,048.00						

Geocodes/Valid: 25-0687-10-4-01-01-0000 - Y 25-0687-11-3-01-01-0000 - Y
25-0687-14-3-01-01-0000 - Y 25-0687-15-1-01-01-0000 - Y
25-0687-15-4-01-01-0000 - Y 25-0687-22-1-02-01-0000 - Y
25-0687-23-1-01-01-0000 - 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.

196898-00 196900-00 196904-00 196905-00 196908-00

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

196904-00 196935-00

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE BEAVERHEAD RIVER DRAINAGE (BASIN 41B) AND USES IT IN THE JEFFERSON RIVER DRAINAGE (BASIN 41G). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/28/87.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/09/86.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/22/86.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 5782 RECEIVED 11/18/2002.

OWNERSHIP UPDATE TYPE DOR # 100627 RECEIVED 12/09/2010.

OWNERSHIP UPDATE TYPE DOR # 129059 RECEIVED 12/19/2014.

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

THIS CLAIM ALSO APPEARED IN THE TEMPORARY PRELIMINARY DECREE FOR THE JEFFERSON RIVER BASIN(41G). THE CLAIMANT OBJECTED TO THE FLOW RATE, VOLUME, ACRES IRRIGATED, POINT OF DIVERSION, MEANS OF DIVERSION, AND PERIOD OF USE. ON DECEMBER 12, 2000 HAMILTON RANCHES PARTNERSHIP FILED A CONDITIONAL WITHDRAWAL OF OBJECTION. ON JANUARY 5, 2001 THE COURT ENTERED AN ORDER STAYING ALL PROCEEDINGS ON THE OBJECTION AND WITHDRAWAL UNTIL AFTER THE CLOSE OF THE NOTICE OF INTENT TO APPEAR FILING PERIOD FOR THE BEAVERHEAD DECREE. AT THAT TIME, THE OBJECTION WILL BE HEARD WITH ANY OBJECTION AND NOTICES OF INTENT TO APPEAR FOR THIS CLAIM FILED DURING THE BEAVERHEAD DECREE FILING PERIODS.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. W048959-00, W048963-00, W196898-00, W196904-00.

THE MADISON COUNTY WATER RESOURCES SURVEY (1954) APPEARS TO INDICATE 531 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.