

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: 41G 197185-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: KAREN K PERRY
PO BOX 247
TWIN BRIDGES, MT 59754-0247

LARRY G PERRY
PO BOX 247
TWIN BRIDGES, MT 59754-0247

Priority Date: DECEMBER 31, 1863
Enforceable Priority Date: DECEMBER 31, 1863

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVIOR.

Maximum Volume: 2,700.00 AC-FT
Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 292.00

Source Name: SPRING, UNNAMED TRIBUTARY OF SPRING CREEK
Source Type: GROUNDWATER

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		S2SENE	9	3S	5W	MADISON

Period of Diversion: MAY 1 TO NOVEMBER 4
Diversion Means: DAM

Reservoir: ON STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWNESE	9	3S	5W	MADISON

Diversion to Reservoir: DIVERSION # 1

Period of Use: MAY 1 to NOVEMBER 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	40.00		NWNW	9	3S	5W	MADISON
2	8.00		NWNENW	9	3S	5W	MADISON
3	10.00		NENENW	9	3S	5W	MADISON
4	8.00		NWNWNE	9	3S	5W	MADISON
5	4.00		SWNENW	9	3S	5W	MADISON
6	5.00		SENENW	9	3S	5W	MADISON
7	4.00		SWNWNE	9	3S	5W	MADISON
8	20.00		W2SWNW	9	3S	5W	MADISON
9	10.00		NESWNW	9	3S	5W	MADISON
10	1.00		NWSENE	9	3S	5W	MADISON
11	9.00		SESWNW	9	3S	5W	MADISON
12	8.00		NENESW	4	3S	5W	MADISON
13	8.00		NWNWSE	4	3S	5W	MADISON
14	8.00		NENWSE	4	3S	5W	MADISON
15	6.00		SENESE	4	3S	5W	MADISON
16	6.00		SWNWSE	4	3S	5W	MADISON
17	6.00		SWNESE	4	3S	5W	MADISON
18	8.00		NWNESE	4	3S	5W	MADISON
19	4.00		NENESE	4	3S	5W	MADISON
20	6.00		SENESE	4	3S	5W	MADISON
21	3.00		SENESE	4	3S	5W	MADISON
22	8.00		NWNESE	8	3S	5W	MADISON

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>
23	10.00		NENENE	8	3S	5W	MADISON
24	9.00		SWNENE	8	3S	5W	MADISON
25	10.00		SENE	8	3S	5W	MADISON
26	8.00		NWSENE	8	3S	5W	MADISON
27	10.00		NESENE	8	3S	5W	MADISON
28	3.00		SWSENE	8	3S	5W	MADISON
29	5.00		SESENE	8	3S	5W	MADISON
30	3.00		NWSESW	4	3S	5W	MADISON
31	8.00		NESESW	4	3S	5W	MADISON
32	8.00		NWSWSE	4	3S	5W	MADISON
33	2.00		NESESW	4	3S	5W	MADISON
34	4.00		SWSESW	4	3S	5W	MADISON
35	10.00		SESESW	4	3S	5W	MADISON
36	10.00		SWSWSE	4	3S	5W	MADISON
37	2.00		SESWSE	4	3S	5W	MADISON
Total:	292.00						

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.

110315-00 197185-00

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

THIS CLAIM PRESENTS ISSUES OF FACT AND LAW THAT MAY BE ADDRESSED AT THE OBJECTION STAGE. THERE MAY BE PROBLEMS WITH VOLUME. TO ASSURE THE ORDERLY ADMINISTRATION OF WATER RIGHTS, THE WATER COURTS WILL SET A HEARING TO DETERMINE THESE ISSUES IF NO OBJECTIONS ARE MADE.

WHEN THIS CLAIM WAS ORIGINALLY DECREED, THE PERIOD OF DIVERSION WAS NOT INCLUDED AS AN ELEMENT OF THE CLAIM. IN 2008, THE PERIOD OF DIVERSION ELEMENT WAS ADDED TO ALL CLAIM ABSTRACTS. IT IS NOT CERTAIN IF THE PERIOD OF DIVERSION DATES ADDED TO THIS CLAIM ACCURATELY REFLECT THE HISTORICAL PERIOD OF DIVERSION. MORE INFORMATION IS REQUIRED.