

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: 43D 197692-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: OHANA PROPERTIES LLC
2924 MILLENNIUM
BILLINGS, MT 59102-7474

JERETT MILLER
PO BOX 2069
RED LODGE, MT 59068

CARLA T LEMOINE
PO BOX 394
SYRACUSE, NE 68446-0394

DAVID M LEMOINE
PO BOX 394
SYRACUSE, NE 68446-0394

ABBY M WALTERS
341 CARRROLLTON AVE
METAIRIE, LA 70005-4259

DAVID M BERARD
47 HORNY TOAD TRAIL S
BELFRY, MT 59008

SUSAN B BERARD
47 HORNY TOAD TRAIL S
BELFRY, MT 59008

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

OWNER CARLA T LEMOINE RETAINED. CONTRACT FOR DEED INTEREST.
OWNER DAVID M LEMOINE RETAINED. CONTRACT FOR DEED INTEREST.

Priority Date: DECEMBER 2, 1894
Enforceable Priority Date: DECEMBER 2, 1894

Type of Historical Right: FILED

Purpose (use): STOCK

Maximum Flow Rate: NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM.

Maximum Volume: THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: GOLD 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		NW	33	8S	21E	CARBON

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		N2	11	9S	20E	CARBON
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		SW	1	9S	20E	CARBON
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4		S2N2	1	9S	20E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		S2	31	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
6		S2NW	32	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
7		NE	32	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
8		SESENE	31	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DITCH						
9		SESENE	31	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DITCH						
10		SWSENW	32	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DITCH						

Period of Use: JANUARY 1 to DECEMBER 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			NW	33	8S	21E	CARBON
2			N2	11	9S	20E	CARBON
3			SW	1	9S	20E	CARBON
4			S2N2	1	9S	20E	CARBON
5				31	8S	21E	CARBON
6			S2NW	32	8S	21E	CARBON
7			NE	32	8S	21E	CARBON

Geocodes/Valid:		
	10-0187-01-1-03-01-0000 - Y	10-0187-01-1-03-04-0000 - Y
	10-0187-01-1-04-01-0000 - Y	10-0187-01-2-04-04-0000 - Y
	10-0187-01-3-01-01-0000 - Y	10-0187-01-3-01-04-0000 - Y
	10-0187-01-3-02-04-0000 - Y	10-0187-01-3-03-01-0000 - Y
	10-0187-01-3-03-04-0000 - Y	10-0187-11-1-01-01-0000 - Y
	10-0187-11-1-02-01-0000 - Y	10-0187-11-1-02-04-0000 - Y
	10-0187-11-1-03-01-0000 - Y	10-0187-11-2-03-04-0000 - Y
	10-0187-11-2-04-01-0000 - Y	10-0273-31-1-01-09-0000 - Y
	10-0273-31-3-01-30-0000 - Y	10-0273-31-4-01-23-0000 - Y
	10-0273-31-4-01-24-0000 - Y	10-0273-31-4-01-26-0000 - Y
	10-0273-31-4-01-31-0000 - Y	10-0273-32-1-01-01-0000 - Y

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.

197687-00 197692-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/22/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/14/94.

Remarks:

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 11460 RECEIVED 07/10/2003.
OWNERSHIP UPDATE TYPE 608 # 20641 RECEIVED 06/15/2004.
OWNERSHIP UPDATE TYPE 608 # 22812 RECEIVED 06/08/2005.
OWNERSHIP UPDATE TYPE DOR # 91810 RECEIVED 10/28/2010.
OWNERSHIP UPDATE TYPE DOR # 93515 RECEIVED 12/03/2010.
OWNERSHIP UPDATE TYPE DOR # 144615 RECEIVED 05/31/2013.
OWNERSHIP UPDATE TYPE DOR # 144281 RECEIVED 12/19/2014.
OWNERSHIP UPDATE TYPE DOR # 144110 RECEIVED 05/27/2015.