

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 206713-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

SAMUEL W ASH
2419 ORCHARD WAY
MISSOURI CITY, TX 77459-7291

DIANA L ASH
2419 ORCHARD WAY
MISSOURI CITY, TX 77459-7291

DENNIS CHANCE
13130 WATERTOWN PLANK RD #301
ELM GROVE, WI 53122-2242

SUZETTE M CHANCE
13130 WATERTOWN PLANK RD #301
ELM GROVE, WI 53122-2242

ERNEST R NEVIN
19700 N 76TH ST APT
APT 1070
SCOTTSDALE, AZ 85255-4586

ELIZABETH NEVIN
19700 N 76TH ST
APT 1070
SCOTTSDALE, AZ 85255-4586

CARRIE J WILMES
%LEONARD & JUDITH HAXBY
3407 WHARTON ST
BUTTE, MT 59701-4572

JOEL D WILMES
%LEONARD & JUDITH HAXBY
3407 WHARTON ST
BUTTE, MT 59701-4572

JUDITH H HAXBY
3407 WHARTON ST
BUTTE, MT 59701-4572

LEONARD J HAXBY
3407 WHARTON ST
BUTTE, MT 59701-4572

KEITH J RUCKDASCHEL
930 MT HIGHWAY 2 W
WHITEHALL, MT 59759-9724

NILA E RUCKDASCHEL
930 MT HIGHWAY 2 W
WHITEHALL, MT 59759-9724

HARRY W TOWNES
514 N 10TH AVE
BOZEMAN, MT 59715

MICHELE E FRANICH
PO BOX 818
WHITEHALL, MT 59759-0818

MICHAEL T FRANICH
PO BOX 818
WHITEHALL, MT 59759-0818

M BAR K LIVESTOCK LLC
PO BOX 737
SILVER STAR, MT 59751-0737

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

Priority Date: OCTOBER 3, 1897
Enforceable Priority Date: OCTOBER 3, 1897
Type of Historical Right: DECREED
Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD
Maximum Flow Rate: 5.00 CFS
Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area: 3 - MODERATE
Maximum Acres: 320.00
Source Name: JEFFERSON RIVER
Source Type: SURFACE WATER
Point of Diversion and Means of Diversion:
Period of Diversion: MARCH 1 TO NOVEMBER 30
Diversion Means: HEADGATE
Period of Use: MARCH 1 to NOVEMBER 30

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNW	26	2S	6W	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>
1	195.00		E2	15	1S	5W	JEFFERSON
2	45.00		S2SW	11	1S	5W	JEFFERSON
3	40.00		W2NW	14	1S	5W	JEFFERSON
4	40.00		SESE	10	1S	5W	JEFFERSON
Total:	320.00						

Geocodes/Valid: 01-0890-15-1-01-10-0000 - Y 25-0891-15-4-02-01-0000 - Y
51-0892-10-4-01-20-0000 - Y 51-0892-11-3-01-01-0000 - Y
51-0892-11-3-01-03-0000 - Y 51-0892-11-3-01-05-0000 - Y
51-0892-15-1-01-01-0000 - Y 51-0892-15-1-01-05-0000 - Y
51-0892-15-1-01-10-0000 - Y 51-0892-15-1-01-15-0000 - Y
51-0892-15-1-01-20-0000 - Y 51-0892-15-1-02-01-0000 - Y

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/13/89: ADDRESS, PLACE OF USE, MAXIMUM ACRES.
STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.
NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/10/91.
NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/30/89.
NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/15/92.
NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/03/92.
WATER RIGHT OWNERSHIP UPDATE RECEIVED 04/05/00.
OWNERSHIP UPDATE RECEIVED
OWNERSHIP UPDATE TYPE DOR # 89911 RECEIVED 06/10/2011.
OWNERSHIP UPDATE TYPE DOR # 118601 RECEIVED 11/13/2013.
OWNERSHIP UPDATE TYPE DOR # 145681 RECEIVED 08/10/2016.

THE TIMELY FILED OBJECTION OF THE CO-CLAIMANT WAS AMENDED TO INCLUDE POINT OF DIVERSION. BECAUSE THIS ELEMENT WAS NOT INCLUDED ON THE TEMPORARY PRELIMINARY DECREE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THIS CHANGE MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.