

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 208846-00 STATEMENT OF CLAIM

Version: 2 -- REEXAMINED

Version Status: ACTIVE

Owners:

OHANA PROPERTIES LLC
2924 MILLENNIUM
BILLINGS, MT 59102-7474

ERICA SHUSTER
387 GROVE CREEK RD
BELFRY, MT 59008

LLOYD A SHUSTER
387 GROVE CREEK RD
BELFRY, MT 59008

KATHY J ANDERSEN
3910 ROCK SPRINGS DR
KINGWOOD, TX 77345-1244

RHONDA MAZEIKA
5373 FIRESIDE LN
MILTON, FL 32583-9459

MATTHEW J MAZEIKA
5373 FIRESIDE LN
MILTON, FL 32583-9459

AMY B GLODDE
1625 SAINT FRANCIS COURT
BENICIA, CA 94510

DAVID W BUSH
26 CIRCLE S LN
BELFRY, MT 59008

WILLIAM J DAVEY
53 DENVERS WAY
BELFRY, MT 59008

CHRISTOPHER M HENDERSHOT
PO BOX 334
SCIOTA, PA 18354

ROCKY MOUNTAIN TIMBERLANDS INC
6325 JACKRABBIT LN #B
BELGRADE, MT 59714

VICTORIA C FAEO
PO BOX 188
BELFRY, MT 59008

DEBORAH W COLLINS
PO BOX 65
TETONIA, ID 83452

STEWART J COLLINS
PO BOX 65
TETONIA, ID 83452

KAAREN ROBBINS
429 GROVE CREEK RD
BELFRY, MT 59008

DEAN JULIAN
1712 TIBURON LN
BILLINGS, MT 59102

YING W JULIAN
1712 TIBURON LN
BILLINGS, MT 59102

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

OWNER ROCKY MOUNTAIN TIMBERLANDS INC RETAINED. CONTRACT FOR DEED INTEREST.

Priority Date: MAY 29, 1888
Enforceable Priority Date: MAY 29, 1888

Type of Historical Right: FILED

Purpose (use): STOCK

Maximum Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

Maximum Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING 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: GROVE 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		S2	33	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
2		N2	33	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
3		NESE	33	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
4		S2	34	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		NENE	3	9S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
6		N2N2	2	9S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
7		SENE	2	9S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
8		SE	6	9S	22E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
9		SWNW	5	9S	22E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
10		NESESW	6	9S	22E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DITCH						
11		SWSESW	34	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DITCH						
12		NENESE	33	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DITCH						

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
13		NENESE	33	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DITCH						
14		NWSWNE	33	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DITCH						
15		SWNWSE	29	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DITCH						
16		W2SWSE	29	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DITCH						
17		SESESW	29	8S	21E	CARBON
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: DITCH						
18		NENENW	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 Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2	29	8S	21E	CARBON
2			N2	33	8S	21E	CARBON
3			NESE	33	8S	21E	CARBON
4			S2	34	8S	21E	CARBON
5			NENE	3	9S	21E	CARBON
6			N2N2	2	9S	21E	CARBON
7			SENE	6	9S	22E	CARBON
8			SWNW	5	9S	22E	CARBON

Geocodes/Valid:		
	10-0188-02-1-01-01-0000 - Y	10-0188-02-1-01-04-0000 - Y
	10-0188-02-1-02-01-0000 - Y	10-0188-02-1-02-04-0000 - Y
	10-0188-02-2-01-01-0000 - Y	10-0188-02-2-01-04-0000 - Y
	10-0188-02-2-02-01-0000 - Y	10-0188-02-2-02-04-0000 - Y
	10-0188-03-1-01-02-0000 - Y	10-0189-05-2-03-02-0000 - Y
	10-0189-05-2-03-04-0000 - Y	10-0189-06-1-04-01-0000 - Y
	10-0189-06-1-04-04-0000 - Y	10-0273-29-1-01-01-0000 - Y
	10-0273-33-1-02-01-0000 - Y	10-0273-33-2-02-01-0000 - Y
	10-0273-34-2-01-14-0000 - Y	10-0273-34-3-01-01-0000 - Y
	10-0273-34-3-01-19-0000 - Y	10-0273-34-3-01-20-0000 - Y
	10-0273-34-4-04-03-0000 - 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.

208837-00 208846-00

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.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 11460 RECEIVED 07/10/2003.

Remarks:

OWNERSHIP UPDATE TYPE 608 # 20641 RECEIVED 06/15/2004.
OWNERSHIP UPDATE TYPE 608 # 47780 RECEIVED 05/13/2007.
OWNERSHIP UPDATE TYPE 608 # 48125 RECEIVED 05/18/2007.
OWNERSHIP UPDATE TYPE 608 # 48121 RECEIVED 05/18/2007.
OWNERSHIP UPDATE TYPE 608 # 47783 RECEIVED 05/18/2007.
OWNERSHIP UPDATE TYPE 608 # 48116 RECEIVED 05/18/2007.
OWNERSHIP UPDATE TYPE 608 # 48098 RECEIVED 05/18/2007.
OWNERSHIP UPDATE TYPE 608 # 56498 RECEIVED 12/21/2007.
OWNERSHIP UPDATE TYPE DOR # 149485 RECEIVED 08/19/2008.
OWNERSHIP UPDATE TYPE DOR # 148228 RECEIVED 10/04/2010.
OWNERSHIP UPDATE TYPE DOR # 93515 RECEIVED 12/03/2010.
OWNERSHIP UPDATE TYPE DOR # 124136 RECEIVED 08/22/2014.
OWNERSHIP UPDATE TYPE DOR # 142636 RECEIVED 01/30/2015.
OWNERSHIP UPDATE TYPE DOR # 148490 RECEIVED 08/05/2016.
OWNERSHIP UPDATE TYPE 608 # 149158 RECEIVED 11/04/2016.
OWNERSHIP UPDATE TYPE 608 # 149540 RECEIVED 11/17/2016.
OWNERSHIP UPDATE TYPE DOR # 152670 RECEIVED 02/03/2017.

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ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/27/2016, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY MEGHAN O. & JOHN A. GRAVES, 716 TERN COURT, NASHVILLE, TN 37221.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/27/2016, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY DAVID W. BUSH, 26 CIRCLE S LN, BELFRY, MT 59008.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/27/2016, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY AMY BETH GLODDE, 1625 SAINT FRANCIS COURT, BENICIA, CA 94510.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/27/2016, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY DEBORAH W. & STEWART J. COLLINS, PO BOX 65, TETONIA, ID 83452.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/27/2016, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY WILLIAM JAMES DAVEY, 53 DENVERS WAY, BELFRY, MT 59008.
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