

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 216297-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: WILLIAM D OWENS
% RUTH OWENS, TRUSTEE
263 S MONTGOMERY ST
ARVIN, CA 93203

JULIE O KERTZMAN
54 CAPILANO DRIVE
NOVATO, CA 94949

MITCHELL E KERTZMAN
54 CAPILANO DRIVE
NOVATO, CA 94949

JOHN T OWENS
% TERRY DRANDT & NANCY MANDEL
6025 S EATON LN
LITTLETON, CO 80123

Priority Date: DECEMBER 31, 1966
Enforceable Priority Date: DECEMBER 31, 1966

Type of Historical Right: USE

Purpose (use): IRRIGATION

Maximum Flow Rate: 310.00 GPM

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 71.00

Source Name: SEELEY CREEK

Source Type: SURFACE WATER

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		SESWNE	30	8S	20E	CARBON

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: PATTERSON DITCH

Period of Use: MAY 1 to SEPTEMBER 30

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	6.00		W2SWSW	20	8S	20E	CARBON
2	9.00		SESESE	19	8S	20E	CARBON
3	4.00		NWNWNW	31	8S	20E	CARBON
4	52.00		NE	30	8S	20E	CARBON
Total:	71.00						

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.

1870-00 216297-00

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

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO.

Remarks:

W001870-00.

WATER RIGHT NO. ASSIGNED TO WATER COURT ON 05/09/96.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 56935 RECEIVED 04/07/2008.

CLAIM WAS NOT INCLUDED IN THE BASIN TEMPORARY PRELIMINARY DECREE ISSUED 06/09/93.