

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: 411 90001-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE

Version Status: ACTIVE

Owners: ROUND GROVE RANCH CO INC
642 MONROE AVE
HELENA, MT 59601

Priority Date: JANUARY 1, 1870

Enforceable Priority Date: JANUARY 1, 1870

THE MARCH 6, 2001 STIPULATION FILED BY THE PARTIES IN CASE 411-381 SPECIFIES THAT THE CLAIMANT HAS AGREED TO THE FOLLOWING RESTRICTION ON THIS WATER RIGHT: WATER RIGHT 411 90001-00 IS FROM A SOURCE OTHER THAN GURNETT CREEK. NO CALL CAN BE MADE ON ANY WATER RIGHT FROM GURNETT CREEK TO SATISFY WATER RIGHT 411 90001-00.

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 1.25 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: 84.00

Source Name: SPRING, UNNAMED TRIBUTARY OF GURNETT CREEK

Source Type: SURFACE WATER

SOURCE IS COMPOSED OF SEVEN UNDEVELOPED SPRINGS.

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Source Type: SURFACE WATER

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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		SENWNE	27	8N	2E	BROADWATER

Period of Diversion: MARCH 1 TO NOVEMBER 30

Source Name: SPRING, UNNAMED TRIBUTARY OF GURNETT CREEK

Diversion Means: HEADGATE

2		NWSWNE	27	8N	2E	BROADWATER
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Period of Diversion: MARCH 1 TO NOVEMBER 30

Source Name: UNNAMED TRIBUTARY OF GURNETT CREEK

Diversion Means: HEADGATE

3		NESENW	27	8N	2E	BROADWATER
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Period of Diversion: MARCH 1 TO NOVEMBER 30

Source Name: UNNAMED TRIBUTARY OF GURNETT CREEK

Diversion Means: HEADGATE

4		SESWNW	27	8N	2E	BROADWATER
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Period of Diversion: MARCH 1 TO NOVEMBER 30

Source Name: UNNAMED TRIBUTARY OF GURNETT CREEK

Diversion Means: HEADGATE

5		SWSWNW	27	8N	2E	BROADWATER
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Period of Diversion: MARCH 1 TO NOVEMBER 30

Source Name: UNNAMED TRIBUTARY OF GURNETT CREEK

Diversion Means: HEADGATE

Period of Use: MARCH 1 to NOVEMBER 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	17.00		NWNE	27	8N	2E	BROADWATER
2	4.00		SEENW	27	8N	2E	BROADWATER
3	55.00		S2NW	27	8N	2E	BROADWATER
4	8.00		N2NWSW	27	8N	2E	BROADWATER
Total:	84.00						

Geocodes/Valid: 43-1691-27-1-02-01-0000 - Y

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.

89996-00 89997-00 89999-00 90001-00 90002-00

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 15 TO OCTOBER 15.
THE BROADWATER COUNTY WATER RESOURCES SURVEY (1956) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
THE RIGHT ALSO INCLUDES INCIDENTAL SURFACE WATER FROM GURNETT CREEK.
THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.