

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: 41M 114170-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
BARR R GUSTAFSON
PO BOX 568
BROWNING, MT 59417

COLLEEN K GUSTAFSON
PO BOX 568
BROWNING, MT 59417

Priority Date: APRIL 2, 1906
Enforceable Priority Date: APRIL 2, 1906

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 4.90 CFS

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

Climatic Area: 5 - LOW

Maximum Acres: 130.00

Source Name: TWO MEDICINE RIVER
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		N2SWNW	6	31N	8W	GLACIER
Period of Diversion: APRIL 1 TO NOVEMBER 1						
Diversion Means: HEADGATE						
2		NWNWSW	6	31N	8W	GLACIER
Period of Diversion: APRIL 1 TO NOVEMBER 1						
Diversion Means: PUMP						
3		NWSWSE	1	31N	9W	GLACIER
Period of Diversion: APRIL 1 TO NOVEMBER 1						
Diversion Means: PUMP						
4		SWSESE	31	32N	8W	GLACIER
Period of Diversion: APRIL 1 TO NOVEMBER 1						
Diversion Means: PUMP						

Period of Use: APRIL 1 to NOVEMBER 1

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	27.00	2	NWNE	6	31N	8W	GLACIER
2	16.00	3	NENW	6	31N	8W	GLACIER
3	3.00	4	NWNW	6	31N	8W	GLACIER
4	6.00		N2SENW	6	31N	8W	GLACIER
5	2.00		NESWNW	6	31N	8W	GLACIER
6	3.00		W2SWNW	6	31N	8W	GLACIER
7	12.00		W2NWSW	6	31N	8W	GLACIER
8	1.00		NESENE	1	31N	9W	GLACIER
9	14.00		NESE	1	31N	9W	GLACIER
10	4.00		SENWSE	1	31N	9W	GLACIER
11	6.00		N2SESE	1	31N	9W	GLACIER
12	3.00		NESWSE	1	31N	9W	GLACIER
13	18.00		E2SE	31	32N	8W	GLACIER
14	15.00		SWSE	31	32N	8W	GLACIER
Total:	130.00						

Geocodes/Valid:	38-4308-01-1-01-01-0000 - Y	38-4308-01-3-01-01-0000 - Y
	38-4308-01-3-02-01-0000 - Y	38-4309-06-2-02-02-0000 - Y
	38-4418-31-2-01-01-0000 - 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.

114170-00 114171-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/02/1998: POINTS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/09/2015: POINT OF DIVERSION, MAXIMUM ACRES, PLACE OF USE, VOLUME.

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 01/11/1999.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE - MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.