

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:** 43P 186679-00 RESERVED CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** MARY S CURRY  
3318 WATER STREET  
COLORADO SPRINGS, CO 80904  
  
STEVENS GENERAL TRUST  
% JOHN A & MATTHEW B STEVENS TRUSTEES  
RR1 BOX 1117A  
HARDIN, MT 59034  
  
JANET J STEVENS  
PO BOX 557  
LODGE GRASS, MT 59050

**Priority Date:** MAY 7, 1868  
**Enforceable Priority Date:** MAY 7, 1868

**Type of Historical Right:** RESERVED

**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:** PACKS THE HAT 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		W2	9	8S	33E	BIG HORN

**Period of Diversion:** MAY 1 TO NOVEMBER 1  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

2		NE	17	8S	33E	BIG HORN
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**Period of Diversion:** MAY 1 TO NOVEMBER 1  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

3		S2	17	8S	33E	BIG HORN
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**Period of Diversion:** MAY 1 TO NOVEMBER 1  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

4		NE	19	8S	33E	BIG HORN
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**Period of Diversion:** MAY 1 TO NOVEMBER 1  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

5		NWNW	20	8S	33E	BIG HORN
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**Period of Diversion:** MAY 1 TO NOVEMBER 1  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

**Period of Use:** MAY 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			W2	9	8S	33E	BIG HORN
2			NE	17	8S	33E	BIG HORN
3			S2	17	8S	33E	BIG HORN
4			NE	19	8S	33E	BIG HORN
5			NWNW	20	8S	33E	BIG HORN

**Geocodes/Valid:** -- NO VALID GEOCODES --

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**Remarks:**

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 CROW INDIAN RESERVATION.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 20297 RECEIVED 02/16/2005.

OWNERSHIP UPDATE TYPE 608 # 38371 RECEIVED 04/03/2006.

NO REVIEW OR DETERMINATION OF THE CLAIMED TYPE OF HISTORICAL RIGHT HAS BEEN MADE. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 03/14/2015, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY U S A IN TRUST FOR CROW TRIBE.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A USE AND A RESERVED RIGHT.

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