

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: 41D 194489-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: JERRY M HAACK
4604 ARGYLE LN
ARGYLE, TX 76226-1562

DAVID P ASHCRAFT
80 UTLEY LN
TWIN BRIDGES, MT 59754-9736

CINDY SUE ASHCRAFT
80 UTLEY LN
TWIN BRIDGES, MT 59754-9736

Priority Date: APRIL 1, 1882
Enforceable Priority Date: APRIL 1, 1882

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 5.00 CFS

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: 229.00

Source Name: BIG HOLE 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		NESESW	11	4S	7W	MADISON

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: OWSLEY SLOUGH

WATER RELEASED FROM BIG HOLE RIVER USES OWSLEY SLOUGH AND SCHOOLHOUSE SLOUGH AS A NATURAL CARRIER TO CONVEY WATER TO THE PLACE OF USE.

DITCH NAME: OWSLEY SLOUGH

Period of Use: APRIL 1 to OCTOBER 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	70.60		E2SE	7	4S	6W	MADISON
2	78.40		W2SE	7	4S	6W	MADISON
3	80.00		E2SW	7	4S	6W	MADISON

Total: 229.00

Geocodes/Valid: 25-0592-07-3-01-01-0000 - Y 25-0592-07-4-02-01-0000 - Y
25-0592-07-4-02-10-0000 - 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.

194481-00 194482-00 194483-00 194484-00 194485-00 194486-00 194489-00

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.

194489-00 215139-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 2/5/2005: MAXIMUM ACRES, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/09/2003: PLACE OF USE, MAXIMUM ACRES.

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 11/04/1998.

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 3/13/1985.

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 641 # 106267 RECEIVED 12/21/2012.

OWNERSHIP UPDATE TYPE DOR # 106657 RECEIVED 12/28/2012.

OWNERSHIP UPDATE TYPE DOR # 130007 RECEIVED 02/27/2015.

THE MADISON COUNTY WATER RESOURCES SURVEY (1954) APPEARS TO INDICATE 164.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.