

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: 41H 108959-00 PROVISIONAL PERMIT
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: R STEVEN HICKS
600 CONGRESS AVE, SUITE 1400
AUSTIN, TX 78701

Priority Date: SEPTEMBER 24, 1999 at 10:45 A.M.

Enforceable Priority Date: SEPTEMBER 24, 1999 at 10:45 A.M.

Purpose (use): FISH AND WILDLIFE
ALSO USED FOR FIRE PROTECTION.

Maximum Flow Rate: 100.00 GPM

Maximum Volume: 40.65 AC-FT

Source Name: UNNAMED TRIBUTARY OF BEAVER 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		NWSE	24	7S	3E	GALLATIN

Period of Diversion: MAY 1 TO JULY 31

Diversion Means: PIPELINE

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSE	24	7S	3E	GALLATIN

Surface Area: 0.32 ACRES

Current Capacity: 1.60 ACRE-FEET

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSE	24	7S	3E	GALLATIN

Surface Area: 0.52 ACRES

Current Capacity: 3.60 ACRE-FEET

Purpose (Use): FISH AND WILDLIFE

Volume: 40.65 AC-FT

Period of Use: MAY 1 to JULY 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			NWSE	24	7S	3E	GALLATIN

Geocodes/Valid: 06-0338-24-2-30-01-0000 - Y 06-0338-24-2-50-01-0000 - Y

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE.

106162-00 108959-00

Remarks:

ASSOCIATED RIGHT

THIS PERMIT IS ASSOCIATED TO WATER RIGHT NO. 41H-C106162-00. THEY HAVE THE SAME PLACES OF USE.

UPPER MISSOURI BASIN CLOSURE - OUTFLOW MUST EQUAL INFLOW

TO MEET THE REQUIREMENTS OF THE UPPER MISSOURI BASIN CLOSURE, ONCE FILLED, THE OUTFLOW FROM THIS POND MUST ALWAYS BE EQUAL TO OR GREATER THAN THE FLOW INTO THE POND.

WATER MEASUREMENT- FUTURE MEASURING DEVICE REQUIREMENT

ANYTIME AFTER THIS RIGHT IS ISSUED AND COMPETITION FOR WATER ON THE SOURCE BECOMES AN ISSUE, THE DEPARTMENT MAY REQUIRE THE APPROPRIATOR TO INSTALL A WATER USE MEASURING DEVICE AND SUBMIT THE RECORDS OF THE FLOW RATE OR VOLUME OR BOTH OF ALL WATER DIVERTED.