

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: 41G 30109771 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: JUDITH H HAXBY
3407 WHARTON ST
BUTTE, MT 59701-4572

LEONARD J HAXBY
3407 WHARTON ST
BUTTE, MT 59701-4572

CARRIE J WILMES
%LEONARD & JUDITH HAXBY
3407 WHARTON ST
BUTTE, MT 59701-4572

JOEL D WILMES
%LEONARD & JUDITH HAXBY
3407 WHARTON ST
BUTTE, MT 59701-4572

Priority Date: OCTOBER 3, 1897
Enforceable Priority Date: OCTOBER 3, 1897

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 112.2 GPM (10 MINER'S INCHES)

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: 20.30

Source Name: JEFFERSON 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		SWSWNW	26	2S	6W	MADISON

Period of Diversion: MARCH 1 TO NOVEMBER 30
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	1.70		W2W2SWNW	14	1S	5W	JEFFERSON
2	17.30		SENE	15	1S	5W	JEFFERSON
3	1.30		S2S2NENE	14	1S	5W	JEFFERSON
Total:	20.30						

Geocodes/Valid: 51-0892-15-1-01-10-0000 - Y

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/13/1989: ADDRESS, PLACE OF USE, MAXIMUM ACRES.

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

THIS CLAIM NUMBER WAS NOT INCLUDED IN THE BASIN 41G TEMPORARY PRELIMINARY DECREE ISSUED 10/17/1989.

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41G 206713-00.

OWNERSHIP UPDATE RECEIVED

Remarks:

OWNERSHIP UPDATE TYPE WATER COURT ORDER # 152841 RECEIVED 02/06/2017.

THE TIMELY FILED OBJECTION OF THE CO-CLAIMANT WAS AMENDED TO INCLUDE POINT OF DIVERSION. BECAUSE THIS ELEMENT WAS NOT INCLUDED ON THE TEMPORARY PRELIMINARY DECREE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THIS CHANGE MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.