

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 23562-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: AMELIA C KELLY
1302 W SCENIC DR
MOUNT SHASTA, CA 96067

Priority Date: MAY 15, 1871
Enforceable Priority Date: MAY 15, 1871

Type of Historical Right: DECREED

Purpose (use): DOMESTIC

Maximum Flow Rate: 56.10 GPM

Maximum Volume: 7.00 AC-FT

VOLUME IS APPLICABLE ONLY TO THE PLACE OF USE. THE CONVEYANCE LOSS FROM THE POINT OF DIVERSION TO THE PLACE OF USE IS UNKNOWN, UNQUANTIFIED AND NOT DECREED.

PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Households: 1

Maximum Acres: 3.00

Source Name: MIDDLE COTTONWOOD 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		NWNWSW	9	1S	6E	GALLATIN

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: DAVIS DITCH

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NENENE	18	1S	6E	GALLATIN

Diversion to Reservoir: DIVERSION # 1

Dam Height: 11.00 FEET

Current Capacity: 0.10 ACRE-FEET

Period of Use: JANUARY 1 to DECEMBER 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	1.00		SESESE	7	1S	6E	GALLATIN
2	2.00		NENENE	18	1S	6E	GALLATIN
Total:	3.00						

THE PLACE OF USE IS LOCATED IN CERTIFICATE OF SURVEY NO. 1125, GALLATIN COUNTY.

Geocodes/Valid: 06-0905-18-1-01-03-0000 - Y 06-0905-18-1-02-01-0000 - 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.

23558-00 23562-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/15/91.

Remarks:

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/15/83.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 78744 RECEIVED 01/13/2009.

WHEN THIS CLAIM WAS ORIGINALLY DECREED, THE PERIOD OF DIVERSION WAS NOT INCLUDED AS AN ELEMENT OF THE CLAIM. IN 2008, THE PERIOD OF DIVERSION ELEMENT WAS ADDED TO ALL CLAIM ABSTRACTS. IT IS NOT CERTAIN IF THE PERIOD OF DIVERSION DATES ADDED TO THIS CLAIM ACCURATELY REFLECT THE HISTORICAL PERIOD OF DIVERSION. MORE INFORMATION IS REQUIRED.