

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: 411 28719-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: AL BALLARD
1105 MILL RD
HELENA, MT 59602-7075

ECO SAFE GOLD RECOVERY
1105 MILL RD
HELENA, MT 59602-7075

PLACER MINE DEVELOPMENT LLC
1105 MILL RD
HELENA, MT 59602-7075

RUSSELL L LEVENS
1821 GRIZZLY GULCH DR
HELENA, MT 59601-6610

MELISSA D LEVENS
1821 GRIZZLY GULCH DR
HELENA, MT 59601-6610

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: MAY 18, 1877
Enforceable Priority Date: MAY 18, 1877

Type of Historical Right: USE

Purpose (use): MINING
PLACER MINING

Maximum Flow Rate: 200.00 GPM

Maximum Volume: THIS WATER RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.

Source Name: GRIZZLY GULCH
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWN	WSW	10	9N	4W	LEWIS AND CLARK

Period of Diversion: APRIL 1 TO DECEMBER 4
Diversion Means: HEADGATE

Period of Use: APRIL 1 to DECEMBER 4

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWN	WSW	10	9N	4W LEWIS AND CLARK

Geocodes/Valid: 05-1784-10-3-01-30-0000 - Y 05-1784-10-3-01-35-0000 - Y

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.

1209-00 28719-00

THIS WATER RIGHT IS SUBJECT TO A PRIVATE AGREEMENT IN THE 08/11/97 STIPULATION LOCATED IN THE CASE AND CLAIM FILES.

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

PLACER MINING SURVEY NO. 388C.

Remarks:

WATER RIGHT OWNERSHIP UPDATE RECEIVED 06/21/2006. OWNERSHIP UPDATE # 39088 ADDS RUSSELL & MELISSA LEVENS. THEIR PORTION OF THE 2 ACRE RIGHT IS .9 ACRES AND 90 GPM UP TO 28.5 ACRE- FEET.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 02/07/2007. OWNERSHIP UPDATE # 44305 RUSSELL & MELISSA LEVENS RECEIVE AN ADDITIONAL .47 ACRES OF THE 2 ACRE RIGHT FOR A TOTAL OF 1.37 ACRES AND 137 GPM UP TO 43.2 ACRE- FEET.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/14/97.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 39088 RECEIVED 06/21/2006.

OWNERSHIP UPDATE TYPE 608 # 44305 RECEIVED 02/07/2007.

OWNERSHIP UPDATE TYPE DOR # 89650 RECEIVED 06/15/2011.

OWNERSHIP UPDATE TYPE DOR # 110124 RECEIVED 05/07/2013.

THE USE OF THIS WATER APPEARS TO BE LARGELY NON-CONSUMPTIVE.