

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 30576-00 STATEMENT OF CLAIM

**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** COKER, FITZ LH TRUST  
6533 JACKSON CREEK RD  
BOZEMAN, MT 59715-9679

STEVEN J KACK  
PO BOX 512  
ENNIS, MT 59729-0512

WALKER, THOMAS G REVOCABLE TRUST  
% WALKER, THOMAS G & JAY, LORRE F TRUSTEES  
7007 JACKSON CREEK RD  
BOZEMAN, MT 59715

JAY, LORRE F REVOCABLE TRUST  
% JAY, LORRE F & WALKER, THOMAS G TRUSTEES  
7007 JACKSON CREEK RD  
BOZEMAN, MT 59715

TRANSFER PROCESSED TO ADD OWNERS ONLY. INDIVIDUAL PORTIONS WILL BE RECORDED AFTER FINAL DECREE.

**Priority Date:** JULY 31, 1894

**Enforceable Priority Date:** JULY 31, 1894

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER

**Maximum Flow Rate:** 2.50 CFS

**Maximum Volume:**

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 94.00

**Source Name:** SPRING 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		SWSWSW	21	1S	7E	GALLATIN

**Period of Diversion:** MAY 1 TO OCTOBER 31

**Diversion Means:** PUMP

**Period of Use:** MAY 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	12.00		SWSW	21	1S	7E	GALLATIN
2	75.50		SE	20	1S	7E	GALLATIN
3	6.50		N2SESW	20	1S	7E	GALLATIN

**Total:** 94.00

**Geocodes/Valid:** 06-0906-20-3-01-30-0000 - Y 06-0906-20-4-01-12-0000 - Y

06-0906-28-2-02-36-0000 - Y 06-0906-29-1-90-01-0000 - 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.

30576-00 30577-00 30578-00

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

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**Remarks:**

ONE.

DIVIDED INTEREST TRANSFER FOR 2 WAY SPLIT SEE FISCHE  
NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/13/88.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 18311 RECEIVED 12/08/2004.  
OWNERSHIP UPDATE TYPE 608 # 61493 RECEIVED 02/04/2008.  
OWNERSHIP UPDATE TYPE DOR # 100596 RECEIVED 12/16/2011.  
OWNERSHIP UPDATE TYPE DOR # 133444 RECEIVED 07/24/2015.

THE MOTION OF THE WATER COURT WAS AMENDED TO CONFORM TO THE EVIDENCE WHICH INCLUDED A CHANGE TO SOURCE. 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.