

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 36107-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: KIMM, JAKE LLC
601 MT HIGHWAY 437
TOSTON, MT 59643-9738

MARTIN H KIMM
6293 W DRY CREEK RD
MANHATTAN, MT 59741-8012

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

Priority Date: FEBRUARY 24, 1869

Enforceable Priority Date: FEBRUARY 24, 1869

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 4.50 CFS

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT HAVE AN UNDIVIDED INTEREST IN A SINGLE WATER RIGHT TO 4.50 CFS. W006748-00, W036107-00.

UNDIVIDED 1/2 INTEREST IN A SINGLE WATER RIGHT TO 4.50 CFS.

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: 445.00

Source Name: SPRING, UNNAMED TRIBUTARY OF WARM SPRINGS CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS MAMMOTH SPRINGS

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		NENENE	27	4N	1E	BROADWATER

Period of Diversion: APRIL 1 TO NOVEMBER 4

Diversion Means: HEADGATE

MAMMOTH SPRINGS ARISE IN PLUNKET LAKE WHICH IS A RESERVOIR ON WARM SPRINGS CREEK. THE WATER IS RELEASED FROM A GATEWORKS IN THE DAM IMPOUNDING PLUNKET LAKE. THIS RIGHT CLAIMS THE DIRECT FLOW OF MAMMOTH SPRINGS.

Period of Use: APRIL 1 to NOVEMBER 4

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	30.00		W2	13	4N	1E	BROADWATER
2	85.00		E2	14	4N	1E	BROADWATER
3	330.00			23	4N	1E	BROADWATER
Total:	445.00						

Geocodes/Valid: 43-1298-13-2-01-02-0000 - Y 43-1298-14-1-01-01-0000 - Y
43-1298-23-2-01-02-0000 - Y

Remarks:

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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.

36105-00 36107-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/23/98.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/11/98.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/11/98.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 88588 RECEIVED 05/19/2011.

OWNERSHIP UPDATE TYPE DOR # 118634 RECEIVED 12/27/2013.

OWNERSHIP UPDATE TYPE DOR # 150129 RECEIVED 11/17/2016.

ON APRIL 30, 1997 WILLIS HASSFELD, JR. AND DORIS HASSFELD FILED A LATE OBJECTION TO THE PERIOD OF USE AND FLOW RATE. ON MAY 12, 1999 RUTH HUNSAKER FILED A LATE OBJECTION TO THE PERIOD OF USE. THESE WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.