

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 42437-00 STATEMENT OF CLAIM

**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** HAMBURG, SCOTT R DECLARATION OF TRUST  
1658 MILWAUKEE AVE  
SUITE 200  
CHICAGO, IL 60647

LORA J VAUGHAN  
2923 UPPER RAINBOW RD  
BOZEMAN, MT 59718

LISA P GARY  
1918 47TH AVE SW  
SEATTLE, WA 98116-1921

ROBERT J MACKLEY  
80051 GALLATIN RD  
BOZEMAN, MT 59718-7649

JULIE A MACKLEY  
80051 GALLATIN RD  
BOZEMAN, MT 59718-7649

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS. SEE ATTACHED DEED DOCUMENTATION FOR OWNERSHIP/WATER RIGHT ALLOCATION.

**Priority Date:** MAY 1, 1867

**Enforceable Priority Date:** MAY 1, 1867

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 102.00 GPM

**Maximum Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 7.61

**Source Name:** WEST GALLATIN 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		NESWN	2	3S	4E	GALLATIN

**Period of Diversion:** MAY 15 TO OCTOBER 19

**Diversion Means:** HEADGATE

**Ditch Name:** ALLISON-LEWIS DITCH

**Period of Use:** MAY 15 to OCTOBER 19

**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	0.98		NESW	23	2S	4E	GALLATIN
	<b>Subdivision:</b>	RAINBOW SUBD TRACT/LOT 279					
2	0.98		NESW	23	2S	4E	GALLATIN
	<b>Subdivision:</b>	RAINBOW SUBD TRACT/LOT 280A					
3	0.98		NESW	23	2S	4E	GALLATIN
	<b>Subdivision:</b>	RAINBOW SUBD TRACT/LOT 281					
4	0.98		NESW	23	2S	4E	GALLATIN
	<b>Subdivision:</b>	RAINBOW SUBD TRACT/LOT 282A					
5	0.94		NESW	23	2S	4E	GALLATIN
	<b>Subdivision:</b>	RAINBOW SUBD TRACT/LOT 283					
6	0.94		NESW	23	2S	4E	GALLATIN
	<b>Subdivision:</b>	RAINBOW SUBD TRACT/LOT 284					

**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>
7	0.94		NESW	23	2S	4E	GALLATIN
	<b>Subdivision:</b>	RAINBOW SUBD TRACT/LOT 285					
8	0.87		NESW	23	2S	4E	GALLATIN
	<b>Subdivision:</b>	RAINBOW SUBD TRACT/LOT 286					
<b>Total:</b>	7.61						

INFORMATION RECEIVED IN WATER COURT CASE 41H-370 INDICATES THAT THE FLOW RATE FOR THIS CLAIM HAS BEEN APPORTIONED AS FOLLOWS;

- 1/3 TO LOTS 279 & 280A
- 1/3 TO LOTS 281 & 282A
- 1/3 TO LOTS 283, 284, 285 & 286

<b>Geocodes/Valid:</b>	06-0797-23-3-01-01-0000 - Y	06-0797-23-3-01-02-0000 - Y
	06-0797-23-3-01-03-0000 - Y	06-0797-23-3-01-04-0000 - Y
	06-0797-23-3-01-05-0000 - Y	06-0797-23-3-03-40-0000 - Y

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**Remarks:**

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 09/21/00.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 5279 RECEIVED 10/17/2002.

OWNERSHIP UPDATE TYPE 608 # 10950 RECEIVED 10/15/2003.

OWNERSHIP UPDATE TYPE DOR # 106331 RECEIVED 12/04/2012.