

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:** 40A 45590-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** CHECKERBOARD LLC  
101 NELSONS SPRING CREEK RD  
LIVINGSTON, MT 59047  
  
KATHY J HAYNER  
1 HILL ST  
BOZEMAN, MT 59715  
  
CONNIE MYRSTOL  
PO BOX 19  
CLYDE PARK, MT 59018

**Priority Date:** MAY 1, 1895  
**Enforceable Priority Date:** MAY 1, 1895

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION  
**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 8.00 CFS

**Maximum Volume:**  
**Climatic Area:** 5 - LOW

**Maximum Acres:** 326.00

**Source Name:** TRAIL 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		NENENW	31	10N	10E	MEAGHER

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

2		NENWSE	31	10N	10E	MEAGHER
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**Period of Diversion:** APRIL 1 TO DECEMBER 4  
**Diversion Means:** HEADGATE

3		NWNESW	30	10N	10E	MEAGHER
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**Period of Diversion:** APRIL 1 TO DECEMBER 4  
**Diversion Means:** HEADGATE

**Reservoir:** ON STREAM  

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESESW	30	10N	10E	MEAGHER

**Diversion to Reservoir:** DIVERSION # 1

**Period of Use:** APRIL 1 to DECEMBER 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	3.00		E2SESW	30	10N	10E	MEAGHER
2	48.00		SE	31	10N	10E	MEAGHER
3	275.00			36	10N	10E	MEAGHER
<b>Total:</b>	<b>326.00</b>						

**Geocodes/Valid:** 47-1902-30-3-02-01-0000 - Y      47-1902-31-1-01-01-0000 - Y

**Remarks:**

**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.

45589-00 45590-00 45591-00 45593-00 102780-00 110810-00 110811-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/11/87.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 8848 RECEIVED 05/22/2003.

OWNERSHIP UPDATE TYPE DOR # 146988 RECEIVED 06/27/2016.

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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.  
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