

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:** 41G 46027-00 STATEMENT OF CLAIM

**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** MTR IRREVOCABLE GIFT TRUST  
5060 N 40TH ST STE 106  
PHOENIX, AZ 85018-2140

KRP IRREVOCABLE GIFT TRUST  
5060 N 40TH ST STE 106  
PHOENIX, AZ 85018-2140

ERB FARMS LLC  
PO BOX 1366  
DILLON, MT 59725-1366

**Priority Date:** DECEMBER 1, 1902

**Enforceable Priority Date:** DECEMBER 1, 1902

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 2.00 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:** 60.00

**Source Name:** MILLIGAN CREEK

**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		S2	23		2N	1W	JEFFERSON

**Period of Diversion:** JUNE 1 TO SEPTEMBER 30

**Diversion Means:** DIKE

**Period of Use:** JUNE 1 to SEPTEMBER 30

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	60.00		S2	23		2N	1W	JEFFERSON

**Total:** 60.00

**Geocodes/Valid:** 51-1103-23-1-01-01-0000 - 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.

46027-00 46028-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/19/95.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 5123 RECEIVED 07/01/2002.

OWNERSHIP UPDATE TYPE 608 # 33517 RECEIVED 02/21/2006.

OWNERSHIP UPDATE TYPE DOR # 93821 RECEIVED 05/12/2011.

OWNERSHIP UPDATE TYPE DOR # 88446 RECEIVED 05/12/2011.

OWNERSHIP UPDATE TYPE DOR # 98067 RECEIVED 11/21/2011.

OWNERSHIP UPDATE TYPE DOR # 109691 RECEIVED 12/26/2012.

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**Remarks:**