

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 3393-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: WILLIAMS, BILL & LAREE FAMILY TRUST
306 LONE MOUNTAIN RD
TOSTON, MT 59643-9746

Priority Date: AUGUST 1, 1966

Enforceable Priority Date: AUGUST 1, 1966

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 10.00 CFS

THE PARTIES TO THE UNDIVIDED INTEREST USE THE FULL FLOW RATE OF 10.00 CFS ON A ROTATING BASIS AS MUTUALLY AGREED IN A WATER DISTRIBUTION AGREEMENT FILED 7/29/98 LOCATED IN THE CASE FILE 411-250.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT HAVE AN UNDIVIDED 1/3 INTEREST IN A SINGLE WATER RIGHT TO 10.00 CFS. W003393-00, W036146-00, W003795-00.

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: 349.00

Source Name: WARM SPRINGS 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		SENWSE	32	5N	2E	BROADWATER

Period of Diversion: APRIL 1 TO OCTOBER 19

Diversion Means: HEADGATE

Period of Use: APRIL 1 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	80.00		W2SW	28	5N	2E	BROADWATER
2	80.00		S2SE	29	5N	2E	BROADWATER
3	145.00		NE	32	5N	2E	BROADWATER
4	44.00		N2SE	32	5N	2E	BROADWATER
Total:	349.00						

Geocodes/Valid: 43-1393-28-3-01-02-0000 - Y 43-1393-29-4-01-01-0000 - Y
43-1393-32-4-01-01-0000 - 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.

3393-00 3394-00 3395-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/13/89.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/02/91.

OWNERSHIP OF WATER RIGHT CHANGED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE TEMPORARY PRELIMINARY DECREE.

Remarks:

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 79782 RECEIVED 07/22/2009.

THE MOTION OF THE COURT HAS BEEN AMENDED TO CONFORM WITH THE EVIDENCE SUBMITTED BY THE CLAIMANT TO INCLUDE CHANGES IN THE OWNERS, MAXIMUM ACRES, PLACE OF USE. BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE TEMPORARY PRELIMINARY DECREE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.