

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 3395-00 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: MAY 1, 1872

Enforceable Priority Date: MAY 1, 1872

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 8.50 CFS
UNDIVIDED 3/10 INTEREST IN A SINGLE WATER RIGHT TO 8.50 CFS.

THE PARTIES TO THE UNDIVIDED INTEREST USE THE FULL FLOW OF 8.50 CFS ON A ROTATING BASIS AS MUTUALLY AGREED IN A STIPULATION FILED 4/17/98 LOCATED IN CASE FILE 411-250.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT HAVE AN UNDIVIDED INTEREST IN A SINGLE WATER RIGHT TO 8.50 CFS. W003395-00, W003793-00, W015243-00, W036148-00, W046163-00.

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: WILLOW SWAMP

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	26	5N	1E	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

Remarks:

THE TEMPORARY PRELIMINARY DECREE.

OWNERSHIP UPDATE RECEIVED

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

THE TIMELY FILED OBJECTION OF WILLIAM G WILLIAMS WAS AMENDED BY AGREEMENT OF THE PARTIES TO INCLUDE OWNERSHIP. BECAUSE THIS ELEMENT WAS NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THIS CHANGE MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.