

# E031 Sourdough Enforcement Area

## COMMISSIONER REMARK INDEX

<i>Water Right #</i>	<i>Remark</i>
41H 138767	CLAIM 41H-W-138767-00 AND THE OPTION TO USE, MAY ONLY BE OWNED AND USED BY ALVIN J GOLDENSTEIN AND/OR GERALD R. GOLDENSTEIN, AND/OR THEIR SURVIVING SPOUSES, AND/OR ANY OF THE DIRECT LINEAL DESCENDANTS OF ALVIN J GOLDENSTEIN OR GERALD R. GOLDENSTEIN. THE RIGHT MAY ONLY BE USED IN ITS ENTIRETY UPON PORTIONS OF THE ORIGINAL CLAIMED POU GREATER THAN 40 ACRES. THUS, AN OWNER OF LESS THAN 40 ACRES OF THE ORIGINAL CLAIMED POU MAY NOT UTILIZE THE OPTION AS TO THE 50 MINER'S INCHES CLAIMED IN 41H-W-138767-00. IN THE EVENT OWNERSHIP OF 41H-W-138767-00 TRANSFERS TO ANYONE WHO IS NOT A DIRECT LINEAL DESCENDANT OR SURVIVING SPOUSE, CLAIM 41H-W-138767-00 SHALL BE AUTOMATICALLY TERMINATED.
41H 139729	THE STIPULATION FILED BY THE PARTIES ON SEP. 30, 1998 STATES THAT KARNOPS HAVE AN UNDIVIDED RIGHT TO 15.50 MINER'S INCHES OF FLOW, THAT GRAFFS HAVE AN UNDIVIDED RIGHT TO 9.00 MINER'S INCHES OF FLOW, AND THAT TURSICHES HAVE AN UNDIVIDED RIGHT TO 24.50 MINER'S INCHES OF FLOW. A COPY OF THE STIPULATION HAS BEEN ADDED TO THE CLAIM FILE.
41H 140873	THIS WATER RIGHT SHALL BE SUBORDINATE IN PRIORITY TO ALL WATER RIGHTS DECREED IN THE "UPPER DECREE" BEING RUFFNER V. WILLIAMS, CAUSE NO 1333, GALLATIN CO., DATED 12/2/1887, PURSUANT TO A STIPULATION FILED 8/25/98 LOCATED IN CASE FILE 41H-171.
41H 140875	THE OWNER(S) OF 41H-W-138767-00 HAVE THE OPTION TO USE THE WATER RIGHT CLAIMED THEREIN ANYTIME UP TO Jul. 10 OF ANY YEAR. IF THIS OPTION IS EXERCISED, THE OWNER OF CLAIM 41H-W-140876-00 SHALL NOT USE THE WATER RIGHT CLAIMED THEREIN DURING ANY PERIOD IN WHICH CLAIM 41H- W-138767-00 IS IN USE.
41H 140876	THE OWNER(S) OF 41H-W-138767-00 HAVE THE OPTION TO USE THE WATER RIGHT CLAIMED THEREIN ANYTIME UP TO Jul. 10 OF ANY YEAR. IF THIS OPTION IS EXERCISED, THE OWNER OF CLAIM 41H-W-140876-00 SHALL NOT USE THE WATER RIGHT CLAIMED THEREIN DURING ANY PERIOD IN WHICH CLAIM 41H- W-138767-00 IS IN USE.
41H 140880	THIS WATER RIGHT SHALL BE SUBORDINATE IN PRIORITY TO ALL WATER RIGHTS DECREED IN THE "UPPER DECREE" BEING RUFFNER V. WILLIAMS, CAUSE NO 1333, GALLATIN CO., DATED 12/2/1887, PURSUANT TO A STIPULATION FILED 8/25/98 LOCATED IN CASE FILE 41H-171.
41H 148628	THE STIPULATION FILED BY THE PARTIES ON 09/30/1998 STATES: "THIS WATER RIGHT IS SUBJECT TO A STIPULATION FILED WITH THE MONTANA WATER COURT. " A COPY OF THE STIPULATION HAS BEEN ADDED TO THE CLAIM FILE.