

DNRC WATER RIGHT OWNERSHIP UPDATE

This form is for DNRC record keeping purposes only as required by MCA 85-2-101(2). The deed is the legal document transferring the water right.

Only file this form if the property transfer occurred prior to July 1, 2008 or some type of ownership/name change has occurred that does not require the filing of a deed.

SEE IMPORTANT INFORMATION ON THE BACK OF THIS FORM

Filing Fee is \$50.00 for 1 water right and \$10.00 for each additional right up to a maximum of \$300.00.

FOR DEPARTMENT USE ONLY

Rec'd By _____
 Fee Rec'd \$ _____ Check No. _____
 Payor _____
 Refund \$ _____ Date _____
 Deposit Receipt # _____
 Coder _____ RO# _____ OUID# _____

PART A – GENERAL INFORMATION

1. DATE OF LAND TRANSFER (SALE) _____

2. SELLER (Grantor) _____

MAILING ADDRESS _____

CITY _____ STATE _____ ZIP _____

PHONE _____ EMAIL _____

3. BUYER (Grantee) _____

MAILING ADDRESS _____

CITY _____ STATE _____ ZIP _____

PHONE _____ EMAIL _____

4. PROPERTY DESCRIPTION

Please complete fully. If additional space is needed, attach a separate page. Attachment

Legal Description: _____

Add/Sub _____ Lot _____ Block _____

Geocode(s) _____ COS _____

County _____ City/Town _____ Section _____ Township _____ Range _____

PART B – WATER RIGHT(S) TO UPDATE

List all of the water rights which need to have ownership updated. Attach a list if additional space is needed. Attachment

Statement of Claim No. _____

Groundwater Certificate No. _____

Provisional Permit No. _____

Exempt Right No. _____

Powder River Declaration No. _____

Other _____

PART C – SELLER (person relinquishing the water right):

If all sellers' signatures are not available, attach a copy of the recorded instrument showing conveyance of the property from the seller to the buyer. **If the seller listed is not the person identified as the water right owner in the DNRC records, attach copies of the recorded documents showing chain of title including the legal description.**

Yes No Did the buyer receive 100% of the seller's interest in the water rights shown above? If no, do not complete this form. You must complete form 641 DNRC Ownership Update Divided Interest.

Yes No NA Is the sale on a contract for deed?

Seller Signature: _____ Date: _____

Seller Signature: _____ Date: _____

PART D – QUESTIONS OR CLARIFICATION, who should we contact?

Name _____ Address _____ Phone # _____

COMPLETE AND SEND THIS FORM TO YOUR LOCAL WATER RESOURCES REGIONAL OFFICE.
See back for regional office addresses

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION AND MONTANA WATER COURT

IMPORTANT INFORMATION

- **Only file this form if the property transfer occurred prior to July 1, 2008** or some type of ownership/name change has occurred that does not require the filing of a deed.
- Do not file this form if only a portion of the water right is being transferred. Complete and file form 641 DNRC Ownership Update Divided Interest.
- Do not file this form if your only use of water is from an irrigation district, municipal system, water users association, or other public water supply.
- Water rights in Montana, including all irrigation water rights, must have a valid DNRC water right number to be of record. However, existing rights for livestock and individual domestic as opposed to municipal uses based on an in stream flow or groundwater source appropriated before July 1, 1973, do not need a DNRC water right number. If the water use does not have a DNRC water right number and does not fall within the above narrow exception, then you do not have a water right. Contact the DNRC for information on how to acquire a water right.

Described below is further explanation of exempt rights or water rights which are valid without a DNRC water right number. A DNRC water right number is not required for the following if the use began:

- prior to January 1, 1962: groundwater used for individual domestic use, as opposed to municipal use;
- prior to January 1, 1962: groundwater used for stock;
- between January 1, 1962 through June 30, 1973: groundwater used for stock or domestic purpose and a GW1, GW2, or GW3 form is properly filed in the courthouse; or
- prior to July 1, 1973: instream surface water used for stock or domestic purposes.

If a water right does not have a DNRC number, and does not fall within the above exceptions, then there is no water right.

IF YOU HAVE QUESTIONS CALL YOUR LOCAL WATER RESOURCES REGIONAL OFFICE.

BILLINGS

Airport Business Park
1371 Rimtop Dr.
Billings, MT 59105
406-247-4415
Big Horn, Carbon, Carter, Custer, Fallon, Powder River,
Prairie, Rosebud, Stillwater, Sweet Grass, Treasure, &
Yellowstone Counties

BOZEMAN

2273 Boot Hill Court, Suite 110
Bozeman, MT 59715
406-586-3136
Gallatin, Madison, & Park Counties

GLASGOW

222 Sixth St. South; PO Box 1269
Glasgow, MT 59230
406-228-2561
Daniels, Dawson, Garfield, McCone, Phillips, Richland,
Roosevelt, Sheridan, Valley, & Wibaux Counties

HAVRE

210 6th Ave.; PO Box 1828
Havre, MT 59501
406-265-5516
Blaine, Chouteau, Glacier, Hill, Liberty, Pondera, Teton,
& Toole Counties

HELENA

1424 9th Ave
PO Box 201601
Helena, MT 59620
406-444-6999
Beaverhead, Broadwater, Deer Lodge, Jefferson, Lewis &
Clark, Powell, & Silver Bow Counties

KALISPELL

655 Timberwolf Parkway, Suite 4
Kalispell, MT 59901-1215
406-752-2288
Flathead, Lake, Lincoln, & Sanders Counties

LEWISTOWN

613 NE Main, Suite E
Lewistown, MT 59457
406-538-7459
Cascade, Fergus, Golden Valley, Judith Basin, Meagher,
Musselshell, Petroleum, & Wheatland Counties

MISSOULA

2705 Spurgin Rd, Bldg C
PO Box 5004
Missoula, MT 59806
406-721-4284
Granite, Mineral, Missoula, & Ravalli Counties

The Montana Water Court is currently adjudicating all Statements of Claim. For the current status of the claim(s) specified on the ownership update or if you have questions for the Water Court, call 1-800-624-3270 (in state) or 406-586-4364.

<http://www.dnrc.mt.gov/wrd/>