### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 119949-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SUNSET IRRIGATION DIST

C/O WAYNE OLSON 3219 MILLER HILL RD STEVENSVILLE, MT 59870

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** MAY 1, 1887

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 1.39 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 2,714.00

Source Name: BURNT FORK 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 SENWNE 14 8N 19W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)

Place o	f Use:
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Trace or Use.							
<u>ID</u> 1	Acres 18.00	Govt Lot	<u>Qtr Sec</u> SWSW	<u>Sec</u> 4	Twp 8N	<u><b>Rge</b></u> 19W	County RAVALLI
2	33.00		SWSE	5	8N	19W	RAVALLI
3	7.00		NWSW	5	8N	19W	RAVALLI
4	33.00		SESW	5	8N	19W	RAVALLI
5	40.00		SWSW	5	8N	19W	RAVALLI
6	23.00		SENW	6	8N	19W	RAVALLI
7	36.00		SWNW	6	8N	19W	RAVALLI
8	25.00		NESE	6	8N	19W	RAVALLI
9	32.00		NWSE	6	8N	19W	RAVALLI
10	38.00		SESE	6	8N	19W	RAVALLI
11	36.00		SWSE	6	8N	19W	RAVALLI
12	38.00		NESW	6	8N	19W	RAVALLI
13	35.00		NWSW	6	8N	19W	RAVALLI
14	33.00		SESW	6	8N	19W	RAVALLI
15	38.00		SWSW	6	8N	19W	RAVALLI
16	34.00		NENE	7	8N	19W	RAVALLI
17	38.00		NWNE	7	8N	19W	RAVALLI
18	37.00		SENE	7	8N	19W	RAVALLI
19	39.00		SWNE	7	8N	19W	RAVALLI
20	35.00		NENW	7	8N	19W	RAVALLI
21	38.00		NWNW	7	8N	19W	RAVALLI
22	37.00		SENW	7	8N	19W	RAVALLI
23	38.00		SWNW	7	8N	19W	RAVALLI
24	36.00		NESE	7	8N	19W	RAVALLI
25	39.00		NWSE	7	8N	19W	RAVALLI
26	34.00		SESE	7	8N	19W	RAVALLI
27	37.00		SWSE	7	8N	19W	RAVALLI
28	37.00		NESW	7	8N	19W	RAVALLI
29	38.00		NWSW	7	8N	19W	RAVALLI
30	35.00		SESW	7	8N	19W	RAVALLI
31	36.00		SWSW	7	8N	19W	RAVALLI
32	31.00		NENE	8	8N	19W	RAVALLI
33	40.00		NWNE	8	8N	19W	RAVALLI
34	38.00		SENE	8	8N	19W	RAVALLI
35	39.00		SWNE	8	8N	19W	RAVALLI
36	37.00		NENW	8	8N	19W	RAVALLI
37	37.00		NWNW	8	8N	19W	RAVALLI
38	38.00		SENW	8	8N	19W	RAVALLI
39	39.00		SWNW	8	8N	19W	RAVALLI
40	38.00		NESE	8	8N	19W	RAVALLI
41	39.00		NWSE	8	8N	19W	RAVALLI
42	32.00		SESE	8	8N	19W	RAVALLI
43	15.00		SWSE	8	8N	19W	RAVALLI

83

84

85

86

25.00

38.00

30.00

37.00

Place of U	Igos						
ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
44	39.00		NESW	8	8N	19W	RAVALLI
45	39.00		NWSW	8	8N	19W	RAVALLI
46	9.00		SESW	8	8N	19W	RAVALLI
47	21.00		SWSW	8	8N	19W	RAVALLI
48	1.00		NENE	9	8N	19W	RAVALLI
49	26.00		NWNE	9	8N	19W	RAVALLI
50	36.00		SENE	9	8N	19W	RAVALLI
51	38.00		SWNE	9	8N	19W	RAVALLI
52	30.00		NENW	9	8N	19W	RAVALLI
53	29.00		NWNW	9	8N	19W	RAVALLI
54	40.00		SENW	9	8N	19W	RAVALLI
55	40.00		SWNW	9	8N	19W	RAVALLI
56	40.00		NESE	9	8N	19W	RAVALLI
57	40.00		NWSE	9	8N	19W	RAVALLI
58	40.00		NESW	9	8N	19W	RAVALLI
59	39.00		NWSW	9	8N	19W	RAVALLI
60	40.00		SESW	9	8N	19W	RAVALLI
61	40.00		SWSW	9	8N	19W	RAVALLI
62	12.00		NWNW	10	8N	19W	RAVALLI
63	29.00		SENW	10	8N	19W	RAVALLI
64	34.00		SWNW	10	8N	19W	RAVALLI
65	20.00		NESE	10	8N	19W	RAVALLI
66	33.00		NWSE	10	8N	19W	RAVALLI
67	9.00		SESE	10	8N	19W	RAVALLI
68	32.00		NESW	10	8N	19W	RAVALLI
69	39.00		NWSW	10	8N	19W	RAVALLI
70	1.00		SESW	10	8N	19W	RAVALLI
71	1.00		SWSW	10	8N	19W	RAVALLI
72	10.00		NENE	1	8N	20W	RAVALLI
73	2.00		NWNE	1	8N	20W	RAVALLI
74	34.00		SENE	1	8N	20W	RAVALLI
75	26.00		SWNE	1	8N	20W	RAVALLI
76	29.00		NESE	1	8N	20W	RAVALLI
77	10.00		NWSE	1	8N	20W	RAVALLI
78	38.00		SESE	1	8N	20W	RAVALLI
79	2.00		SWSE	1	8N	20W	RAVALLI
80	39.00		NENE	12	8N	20W	RAVALLI
81	16.00		NWNE	12	8N	20W	RAVALLI
82	37.00		SENE	12	8N	20W	RAVALLI
			~				

SWNE

NESE

NWSE

SESE

12

12

12

12

8N

8N

8N

8N

20W RAVALLI

20W RAVALLI

20W RAVALLI

20W RAVALLI

$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
87	37.00		SWSE	12	8N	20W	RAVALLI
88	3.00		SESW	12	8N	20W	RAVALLI
89	3.00		NENE	13	8N	20W	RAVALLI
90	16.00		NWNE	13	8N	20W	RAVALLI
91	9.00		NENW	13	8N	20W	RAVALLI
Total:	2,714.00						

### 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.

119938-00	119939-00	119940-00	119941-00	119942-00	119943-00	119944-00
119945-00	119946-00	119947-00	119949-00	119950-00	119951-00	119952-00
119953-00	119954-00	119955-00	119956-00	119957-00	30018228	30018257

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

PARENT FILE FOR THIS RIGHT IS 119937-00.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 55.933 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 4491-00, 119949-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 119949-00 Page 5 of 5

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA

### ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 119950-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SUNSET IRRIGATION DIST

C/O WAYNE OLSON 3219 MILLER HILL RD STEVENSVILLE, MT 59870

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** MAY 1, 1901

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 3.75 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 2,714.00

Source Name: BURNT FORK 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 SENWNE 14 8N 19W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)

Place of	of Use:	
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Use:						
<u>Acres</u> 18.00	Govt Lot	<u>Qtr Sec</u> SWSW	<u>Sec</u> 4	Twp 8N	<u><b>Rge</b></u> 19W	County RAVALLI
33.00		SWSE	5	8N	19W	RAVALLI
7.00		NWSW	5	8N	19W	RAVALLI
33.00		SESW	5	8N	19W	RAVALLI
40.00		SWSW	5	8N	19W	RAVALLI
23.00		SENW	6	8N	19W	RAVALLI
36.00		SWNW	6	8N	19W	RAVALLI
25.00		NESE	6	8N	19W	RAVALLI
32.00		NWSE	6	8N	19W	RAVALLI
38.00		SESE	6	8N	19W	RAVALLI
36.00		SWSE	6	8N	19W	RAVALLI
38.00		NESW	6	8N	19W	RAVALLI
35.00		NWSW	6	8N	19W	RAVALLI
33.00		SESW	6	8N	19W	RAVALLI
38.00		SWSW	6	8N	19W	RAVALLI
34.00		NENE	7	8N	19W	RAVALLI
38.00		NWNE	7	8N	19W	RAVALLI
37.00		SENE	7	8N	19W	RAVALLI
39.00		SWNE	7	8N	19W	RAVALLI
35.00		NENW	7	8N	19W	RAVALLI
38.00		NWNW	7	8N	19W	RAVALLI
37.00		SENW	7	8N	19W	RAVALLI
38.00		SWNW	7	8N	19W	RAVALLI
36.00		NESE	7	8N	19W	RAVALLI
39.00		NWSE	7	8N	19W	RAVALLI
34.00		SESE	7	8N	19W	RAVALLI
37.00		SWSE	7	8N	19W	RAVALLI
37.00		NESW	7	8N	19W	RAVALLI
38.00		NWSW	7	8N	19W	RAVALLI
35.00		SESW	7	8N	19W	RAVALLI
36.00		SWSW	7	8N	19W	RAVALLI
31.00		NENE	8	8N	19W	RAVALLI
40.00		NWNE	8	8N	19W	RAVALLI
38.00		SENE	8	8N	19W	RAVALLI
39.00		SWNE	8	8N	19W	RAVALLI
37.00		NENW	8	8N	19W	RAVALLI
37.00		NWNW	8	8N	19W	RAVALLI
38.00		SENW	8	8N	19W	RAVALLI
39.00		SWNW	8	8N	19W	RAVALLI
38.00		NESE	8	8N	19W	RAVALLI
39.00		NWSE	8	8N	19W	RAVALLI
32.00		SESE	8	8N	19W	RAVALLI
15.00		SWSE	8	8N	19W	RAVALLI
	18.00         33.00         7.00         33.00         40.00         23.00         36.00         32.00         38.00         36.00         38.00         35.00         38.00         37.00         39.00         37.00         38.00         37.00         38.00         37.00         38.00         37.00         38.00         37.00         37.00         38.00         39.00         37.00         38.00         39.00         37.00         38.00         39.00         37.00         38.00         39.00         38.00         39.00         38.00         39.00         38.00         39.00         38.00         39.00         32.00	Acres       Govt Lot         18.00       33.00         7.00       33.00         33.00       40.00         23.00       36.00         32.00       38.00         36.00       38.00         35.00       33.00         38.00       37.00         38.00       37.00         38.00       37.00         38.00       37.00         37.00       38.00         35.00       36.00         31.00       40.00         38.00       39.00         37.00       38.00         39.00       37.00         38.00       39.00         39.00       39.00         39.00       39.00         39.00       39.00         39.00       39.00	Acres         Govt Lot         Qtr Sec           18.00         SWSW           33.00         SWSE           7.00         NWSW           33.00         SESW           40.00         SWSW           23.00         SENW           36.00         SWNW           25.00         NESE           32.00         NWSE           38.00         SESE           36.00         SWSE           38.00         NESW           33.00         SESW           38.00         NENE           38.00         NENE           38.00         NWNE           37.00         SENE           39.00         SWNE           38.00         NENW           37.00         SENW           38.00         NWSW           35.00         SENW           38.00         SWNW           36.00         NESE           37.00         NESE           37.00         NESW           38.00         SESW           38.00         SESW           39.00         SWSW           31.00         NESW           39.00	Acres         Govt Lot         Qtr Sec SWSW         Sec SWSW         4           33.00         SWSE         5         5           7.00         NWSW         5         5           33.00         SESW         5         5           40.00         SWSW         5         5           23.00         SENW         6         6           36.00         SWNW         6         6           32.00         NWSE         6         6           38.00         SESE         6         38.00         SESE         6           38.00         SESW         6         38.00         SESW         6           38.00         SESW         6         38.00         SESW         6           38.00         SWSW         6         34.00         NWNE         7           38.00         SWNE         7         39.00         SWNE         7           38.00         SWNE         7         38.00         SWNW         7           38.00         SWNW         7         36.00         SWSE         7           39.00         NWSE         7         37.00         SESE         7	Acres         Govt Lot         Qtr Sec         Sec         Twp           18.00         SWSW         4         8N           33.00         SWSE         5         8N           7.00         NWSW         5         8N           33.00         SESW         5         8N           40.00         SWSW         5         8N           23.00         SENW         6         8N           36.00         SWNW         6         8N           32.00         NESE         6         8N           33.00         SESE         6         8N           36.00         SWSE         6         8N           35.00         NESW         6         8N           35.00         NWSW         6         8N           34.00         NENE         7         8N           34.00         NENE         7         8N           35.00         SWNE         7         8N           35.00         SWNE         7         8N           35.00         SENE         7         8N           35.00         SENW         7         8N           36.00         NWNW	Acres         Govt Lot         Qtr Sec         Sec         Twp         Rge           18.00         SWSW         4         8N         19W           33.00         SWSE         5         8N         19W           7.00         NWSW         5         8N         19W           33.00         SESW         5         8N         19W           40.00         SWSW         5         8N         19W           23.00         SENW         6         8N         19W           36.00         SWSE         6         8N         19W           38.00         SESE         6         8N         19W           38.00         SWSE         6         8N         19W           33.00         SESW         6         8N         19W           33.00         SESW         6         8N         19W           34.00         NWSW         6         8N         19W           35.00         NWNE         7         8N         19W           37.00         SENE         7         8N         19W           37.00         SENE         7         8N         19W           38.00

NESW   Sec   Twp   Rge   Count
45         39.00         NWSW         8         8N         19W         RAVA           46         9.00         SESW         8         8N         19W         RAVA           47         21.00         SWSW         8         8N         19W         RAVA           48         1.00         NENE         9         8N         19W         RAVA           49         26.00         NWNE         9         8N         19W         RAVA           50         36.00         SENE         9         8N         19W         RAVA           51         38.00         SWNE         9         8N         19W         RAVA           51         38.00         SWNE         9         8N         19W         RAVA           52         30.00         NENW         9         8N         19W         RAVA           53         29.00         NWNW         9         8N         19W         RAVA           54         40.00         SENW         9         8N         19W         RAVA           55         40.00         NESE         9         8N         19W         RAVA           57         40.00
46         9.00         SESW         8         8N         19W         RAVA           47         21.00         SWSW         8         8N         19W         RAVA           48         1.00         NENE         9         8N         19W         RAVA           49         26.00         NWNE         9         8N         19W         RAVA           50         36.00         SENE         9         8N         19W         RAVA           51         38.00         SWNE         9         8N         19W         RAVA           52         30.00         NENW         9         8N         19W         RAVA           53         29.00         NWNW         9         8N         19W         RAVA           54         40.00         SENW         9         8N         19W         RAVA           55         40.00         SWNW         9         8N         19W         RAVA           56         40.00         NESE         9         8N         19W         RAVA           57         40.00         NESW         9         8N         19W         RAVA           59         39.00
47         21.00         SWSW         8         8N         19W         RAVA           48         1.00         NENE         9         8N         19W         RAVA           49         26.00         NWNE         9         8N         19W         RAVA           50         36.00         SENE         9         8N         19W         RAVA           51         38.00         SWNE         9         8N         19W         RAVA           52         30.00         NENW         9         8N         19W         RAVA           53         29.00         NWNW         9         8N         19W         RAVA           54         40.00         SENW         9         8N         19W         RAVA           55         40.00         SWNW         9         8N         19W         RAVA           56         40.00         NESE         9         8N         19W         RAVA           57         40.00         NESW         9         8N         19W         RAVA           59         39.00         NWSW         9         8N         19W         RAVA           60         40.00
48         1.00         NENE         9         8N         19W         RAVA           49         26.00         NWNE         9         8N         19W         RAVA           50         36.00         SENE         9         8N         19W         RAVA           51         38.00         SWNE         9         8N         19W         RAVA           52         30.00         NENW         9         8N         19W         RAVA           53         29.00         NWNW         9         8N         19W         RAVA           54         40.00         SENW         9         8N         19W         RAVA           55         40.00         SWNW         9         8N         19W         RAVA           56         40.00         NESE         9         8N         19W         RAVA           57         40.00         NESW         9         8N         19W         RAVA           59         39.00         NWSW         9         8N         19W         RAVA           60         40.00         SESW         9         8N         19W         RAVA           61         40.00
49         26.00         NWNE         9         8N         19W         RAVA           50         36.00         SENE         9         8N         19W         RAVA           51         38.00         SWNE         9         8N         19W         RAVA           52         30.00         NENW         9         8N         19W         RAVA           53         29.00         NWNW         9         8N         19W         RAVA           54         40.00         SENW         9         8N         19W         RAVA           55         40.00         SWNW         9         8N         19W         RAVA           56         40.00         NESE         9         8N         19W         RAVA           57         40.00         NESW         9         8N         19W         RAVA           59         39.00         NWSW         9         8N         19W         RAVA           60         40.00         SESW         9         8N         19W         RAVA           61         40.00         SWSW         9         8N         19W         RAVA           62         12.00
50         36.00         SENE         9         8N         19W         RAVA           51         38.00         SWNE         9         8N         19W         RAVA           52         30.00         NENW         9         8N         19W         RAVA           53         29.00         NWNW         9         8N         19W         RAVA           54         40.00         SENW         9         8N         19W         RAVA           55         40.00         SWNW         9         8N         19W         RAVA           56         40.00         NESE         9         8N         19W         RAVA           57         40.00         NESW         9         8N         19W         RAVA           58         40.00         NESW         9         8N         19W         RAVA           59         39.00         NWSW         9         8N         19W         RAVA           60         40.00         SESW         9         8N         19W         RAVA           61         40.00         SWSW         9         8N         19W         RAVA           62         12.00
51       38.00       SWNE       9       8N       19W       RAVA         52       30.00       NENW       9       8N       19W       RAVA         53       29.00       NWNW       9       8N       19W       RAVA         54       40.00       SENW       9       8N       19W       RAVA         55       40.00       SWNW       9       8N       19W       RAVA         56       40.00       NESE       9       8N       19W       RAVA         57       40.00       NESW       9       8N       19W       RAVA         58       40.00       NESW       9       8N       19W       RAVA         59       39.00       NWSW       9       8N       19W       RAVA         60       40.00       SESW       9       8N       19W       RAVA         61       40.00       SWSW       9       8N       19W       RAVA         62       12.00       NWNW       10       8N       19W       RAVA         63       29.00       SENW       10       8N       19W       RAVA         64       34.00 <t< td=""></t<>
52         30.00         NENW         9         8N         19W         RAVA           53         29.00         NWNW         9         8N         19W         RAVA           54         40.00         SENW         9         8N         19W         RAVA           55         40.00         SWNW         9         8N         19W         RAVA           56         40.00         NESE         9         8N         19W         RAVA           57         40.00         NESW         9         8N         19W         RAVA           58         40.00         NESW         9         8N         19W         RAVA           59         39.00         NWSW         9         8N         19W         RAVA           60         40.00         SESW         9         8N         19W         RAVA           61         40.00         SWSW         9         8N         19W         RAVA           62         12.00         NWNW         10         8N         19W         RAVA           63         29.00         SENW         10         8N         19W         RAVA           64         34.00
53         29.00         NWNW         9         8N         19W         RAVA           54         40.00         SENW         9         8N         19W         RAVA           55         40.00         SWNW         9         8N         19W         RAVA           56         40.00         NESE         9         8N         19W         RAVA           57         40.00         NESW         9         8N         19W         RAVA           58         40.00         NESW         9         8N         19W         RAVA           59         39.00         NWSW         9         8N         19W         RAVA           60         40.00         SESW         9         8N         19W         RAVA           61         40.00         SWSW         9         8N         19W         RAVA           62         12.00         NWNW         10         8N         19W         RAVA           63         29.00         SENW         10         8N         19W         RAVA           64         34.00         SWNW         10         8N         19W         RAVA           65         20.00
54       40.00       SENW       9       8N       19W       RAVA         55       40.00       SWNW       9       8N       19W       RAVA         56       40.00       NESE       9       8N       19W       RAVA         57       40.00       NWSE       9       8N       19W       RAVA         58       40.00       NESW       9       8N       19W       RAVA         60       40.00       SESW       9       8N       19W       RAVA         61       40.00       SWSW       9       8N       19W       RAVA         62       12.00       NWNW       10       8N       19W       RAVA         63       29.00       SENW       10       8N       19W       RAVA         64       34.00       SWNW       10       8N       19W       RAVA         65       20.00       NESE       10       8N       19W       RAVA         66       33.00       NWSE       10       8N       19W       RAVA
55       40.00       SWNW       9       8N       19W       RAVA         56       40.00       NESE       9       8N       19W       RAVA         57       40.00       NWSE       9       8N       19W       RAVA         58       40.00       NESW       9       8N       19W       RAVA         59       39.00       NWSW       9       8N       19W       RAVA         60       40.00       SESW       9       8N       19W       RAVA         61       40.00       SWSW       9       8N       19W       RAVA         62       12.00       NWNW       10       8N       19W       RAVA         63       29.00       SENW       10       8N       19W       RAVA         64       34.00       SWNW       10       8N       19W       RAVA         65       20.00       NESE       10       8N       19W       RAVA         66       33.00       NWSE       10       8N       19W       RAVA
56         40.00         NESE         9         8N         19W         RAVA           57         40.00         NWSE         9         8N         19W         RAVA           58         40.00         NESW         9         8N         19W         RAVA           59         39.00         NWSW         9         8N         19W         RAVA           60         40.00         SESW         9         8N         19W         RAVA           61         40.00         SWSW         9         8N         19W         RAVA           62         12.00         NWNW         10         8N         19W         RAVA           63         29.00         SENW         10         8N         19W         RAVA           64         34.00         SWNW         10         8N         19W         RAVA           65         20.00         NESE         10         8N         19W         RAVA           66         33.00         NWSE         10         8N         19W         RAVA
57       40.00       NWSE       9       8N       19W       RAVA         58       40.00       NESW       9       8N       19W       RAVA         59       39.00       NWSW       9       8N       19W       RAVA         60       40.00       SESW       9       8N       19W       RAVA         61       40.00       SWSW       9       8N       19W       RAVA         62       12.00       NWNW       10       8N       19W       RAVA         63       29.00       SENW       10       8N       19W       RAVA         64       34.00       SWNW       10       8N       19W       RAVA         65       20.00       NESE       10       8N       19W       RAVA         66       33.00       NWSE       10       8N       19W       RAVA
58       40.00       NESW       9       8N       19W       RAVA         59       39.00       NWSW       9       8N       19W       RAVA         60       40.00       SESW       9       8N       19W       RAVA         61       40.00       SWSW       9       8N       19W       RAVA         62       12.00       NWNW       10       8N       19W       RAVA         63       29.00       SENW       10       8N       19W       RAVA         64       34.00       SWNW       10       8N       19W       RAVA         65       20.00       NESE       10       8N       19W       RAVA         66       33.00       NWSE       10       8N       19W       RAVA
59       39.00       NWSW       9       8N       19W       RAVA         60       40.00       SESW       9       8N       19W       RAVA         61       40.00       SWSW       9       8N       19W       RAVA         62       12.00       NWNW       10       8N       19W       RAVA         63       29.00       SENW       10       8N       19W       RAVA         64       34.00       SWNW       10       8N       19W       RAVA         65       20.00       NESE       10       8N       19W       RAVA         66       33.00       NWSE       10       8N       19W       RAVA
60       40.00       SESW       9       8N       19W       RAVA         61       40.00       SWSW       9       8N       19W       RAVA         62       12.00       NWNW       10       8N       19W       RAVA         63       29.00       SENW       10       8N       19W       RAVA         64       34.00       SWNW       10       8N       19W       RAVA         65       20.00       NESE       10       8N       19W       RAVA         66       33.00       NWSE       10       8N       19W       RAVA
61 40.00 SWSW 9 8N 19W RAVA 62 12.00 NWNW 10 8N 19W RAVA 63 29.00 SENW 10 8N 19W RAVA 64 34.00 SWNW 10 8N 19W RAVA 65 20.00 NESE 10 8N 19W RAVA 66 33.00 NWSE 10 8N 19W RAVA
62       12.00       NWNW       10       8N       19W       RAVA         63       29.00       SENW       10       8N       19W       RAVA         64       34.00       SWNW       10       8N       19W       RAVA         65       20.00       NESE       10       8N       19W       RAVA         66       33.00       NWSE       10       8N       19W       RAVA
63 29.00 SENW 10 8N 19W RAVA 64 34.00 SWNW 10 8N 19W RAVA 65 20.00 NESE 10 8N 19W RAVA 66 33.00 NWSE 10 8N 19W RAVA
64       34.00       SWNW       10       8N       19W       RAVA         65       20.00       NESE       10       8N       19W       RAVA         66       33.00       NWSE       10       8N       19W       RAVA
65 20.00 NESE 10 8N 19W RAVA 66 33.00 NWSE 10 8N 19W RAVA
66 33.00 NWSE 10 8N 19W RAVA
67 9.00 SESE 10 8N 19W RAVA
68 32.00 NESW 10 8N 19W RAVA
69 39.00 NWSW 10 8N 19W RAVA
70 1.00 SESW 10 8N 19W RAVA
71 1.00 SWSW 10 8N 19W RAVA
72 10.00 NENE 1 8N 20W RAVA
73 2.00 NWNE 1 8N 20W RAVA
74 34.00 SENE 1 8N 20W RAVA
75 26.00 SWNE 1 8N 20W RAVA
76 29.00 NESE 1 8N 20W RAVA
77 10.00 NWSE 1 8N 20W RAVA
78 38.00 SESE 1 8N 20W RAVA
79 2.00 SWSE 1 8N 20W RAVA
80 39.00 NENE 12 8N 20W RAVA
81 16.00 NWNE 12 8N 20W RAVA
82 37.00 SENE 12 8N 20W RAVA
83 25.00 SWNE 12 8N 20W RAVA
84 38.00 NESE 12 8N 20W RAVA
85 30.00 NWSE 12 8N 20W RAVA
86 37.00 SESE 12 8N 20W RAVA

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
87	37.00		SWSE	12	8N	20W	RAVALLI
88	3.00		SESW	12	8N	20W	RAVALLI
89	3.00		NENE	13	8N	20W	RAVALLI
90	16.00		NWNE	13	8N	20W	RAVALLI
91	9.00		NENW	13	8N	20W	RAVALLI
Total:	2,714.00						

### 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.

119938-00	119939-00	119940-00	119941-00	119942-00	119943-00	119944-00
119945-00	119946-00	119947-00	119949-00	119950-00	119951-00	119952-00
119953-00	119954-00	119955-00	119956-00	119957-00	30018228	30018257

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

PARENT FILE FOR THIS RIGHT IS 119937-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA

### ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 119951-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SUNSET IRRIGATION DIST

C/O WAYNE OLSON 3219 MILLER HILL RD STEVENSVILLE, MT 59870

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** JUNE 1, 1891

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 1.25 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 2,714.00

Source Name: BURNT FORK 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 SENWNE 14 8N 19W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)

P	lace	of	Use:

Place of U	Jse:						
<u>ID</u> 1	<u>Acres</u> 18.00	Govt Lot	<u>Qtr Sec</u> SWSW	<u>Sec</u> 4	<u>Twp</u> 8N	<u><b>Rge</b></u> 19W	County RAVALLI
2	33.00		SWSE	5	8N	19W	RAVALLI
3	7.00		NWSW	5	8N	19W	RAVALLI
4	33.00		SESW	5	8N	19W	RAVALLI
5	40.00		SWSW	5	8N	19W	RAVALLI
6	23.00		SENW	6	8N	19W	RAVALLI
7	36.00		SWNW	6	8N	19W	RAVALLI
8	25.00		NESE	6	8N	19W	RAVALLI
9	32.00		NWSE	6	8N	19W	RAVALLI
10	38.00		SESE	6	8N	19W	RAVALLI
11	36.00		SWSE	6	8N	19W	RAVALLI
12	38.00		NESW	6	8N	19W	RAVALLI
13	35.00		NWSW	6	8N	19W	RAVALLI
14	33.00		SESW	6	8N	19W	RAVALLI
15	38.00		SWSW	6	8N	19W	RAVALLI
16	34.00		NENE	7	8N	19W	RAVALLI
17	38.00		NWNE	7	8N	19W	RAVALLI
18	37.00		SENE	7	8N	19W	RAVALLI
19	39.00		SWNE	7	8N	19W	RAVALLI
20	35.00		NENW	7	8N	19W	RAVALLI
21	38.00		NWNW	7	8N	19W	RAVALLI
22	37.00		SENW	7	8N	19W	RAVALLI
23	38.00		SWNW	7	8N	19W	RAVALLI
24	36.00		NESE	7	8N	19W	RAVALLI
25	39.00		NWSE	7	8N	19W	RAVALLI
26	34.00		SESE	7	8N	19W	RAVALLI
27	37.00		SWSE	7	8N	19W	RAVALLI
28	37.00		NESW	7	8N	19W	RAVALLI
29	38.00		NWSW	7	8N	19W	RAVALLI
30	35.00		SESW	7	8N	19W	RAVALLI
31	36.00		SWSW	7	8N	19W	RAVALLI
32	31.00		NENE	8	8N	19W	RAVALLI
33	40.00		NWNE	8	8N	19W	RAVALLI
34	38.00		SENE	8	8N	19W	RAVALLI
35	39.00		SWNE	8	8N	19W	RAVALLI
36	37.00		NENW	8	8N	19W	RAVALLI
37	37.00		NWNW	8	8N	19W	RAVALLI
38	38.00		SENW	8	8N	19W	RAVALLI
39	39.00		SWNW	8	8N	19W	RAVALLI
40	38.00		NESE	8	8N	19W	RAVALLI
41	39.00		NWSE	8	8N	19W	RAVALLI
42	32.00		SESE	8	8N	19W	RAVALLI
43	15.00		SWSE	8	8N	19W	RAVALLI

86

37.00

Place of	Ilse•						
ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
44	39.00		NESW	8	8N	19W	RAVALLI
45	39.00		NWSW	8	8N	19W	RAVALLI
46	9.00		SESW	8	8N	19W	RAVALLI
47	21.00		SWSW	8	8N	19W	RAVALLI
48	1.00		NENE	9	8N	19W	RAVALLI
49	26.00		NWNE	9	8N	19W	RAVALLI
50	36.00		SENE	9	8N	19W	RAVALLI
51	38.00		SWNE	9	8N	19W	RAVALLI
52	30.00		NENW	9	8N	19W	RAVALLI
53	29.00		NWNW	9	8N	19W	RAVALLI
54	40.00		SENW	9	8N	19W	RAVALLI
55	40.00		SWNW	9	8N	19W	RAVALLI
56	40.00		NESE	9	8N	19W	RAVALLI
57	40.00		NWSE	9	8N	19W	RAVALLI
58	40.00		NESW	9	8N	19W	RAVALLI
59	39.00		NWSW	9	8N	19W	RAVALLI
60	40.00		SESW	9	8N	19W	RAVALLI
61	40.00		SWSW	9	8N	19W	RAVALLI
62	12.00		NWNW	10	8N	19W	RAVALLI
63	29.00		SENW	10	8N	19W	RAVALLI
64	34.00		SWNW	10	8N	19W	RAVALLI
65	20.00		NESE	10	8N	19W	RAVALLI
66	33.00		NWSE	10	8N	19W	RAVALLI
67	9.00		SESE	10	8N	19W	RAVALLI
68	32.00		NESW	10	8N	19W	RAVALLI
69	39.00		NWSW	10	8N	19W	RAVALLI
70	1.00		SESW	10	8N	19W	RAVALLI
71	1.00		SWSW	10	8N	19W	RAVALLI
72	10.00		NENE	1	8N	20W	RAVALLI
73	2.00		NWNE	1	8N	20W	RAVALLI
74	34.00		SENE	1	8N	20W	RAVALLI
75	26.00		SWNE	1	8N	20W	RAVALLI
76	29.00		NESE	1	8N	20W	RAVALLI
77	10.00		NWSE	1	8N	20W	RAVALLI
78	38.00		SESE	1	8N	20W	RAVALLI
79	2.00		SWSE	1	8N	20W	RAVALLI
80	39.00		NENE	12	8N	20W	RAVALLI
81	16.00		NWNE	12	8N	20W	RAVALLI
82	37.00		SENE	12	8N	20W	RAVALLI
83	25.00		SWNE	12	8N	20W	RAVALLI
84	38.00		NESE	12	8N	20W	RAVALLI
85	30.00		NWSE	12	8N	20W	RAVALLI

SESE

12

8N

20W RAVALLI

$\overline{\mathbf{ID}}$	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
87	37.00		SWSE	12	8N	20W	RAVALLI
88	3.00		SESW	12	8N	20W	RAVALLI
89	3.00		NENE	13	8N	20W	RAVALLI
90	16.00		NWNE	13	8N	20W	RAVALLI
91	9.00		NENW	13	8N	20W	RAVALLI
Total:	2,714.00						

### Remarks:

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119938-00	119939-00	119940-00	119941-00	119942-00	119943-00	119944-00
119945-00	119946-00	119947-00	119949-00	119950-00	119951-00	119952-00
119953-00	119954-00	119955-00	119956-00	119957-00	30018228	30018257

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

PARENT FILE FOR THIS RIGHT IS 119937-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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Water Right Number: 76H 119952-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SUNSET IRRIGATION DIST

C/O WAYNE OLSON 3219 MILLER HILL RD STEVENSVILLE, MT 59870

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** APRIL 15, 1865

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 4.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 2,714.00

Source Name: BURNT FORK 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 SENWNE 14 8N 19W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)

Place o	f Use:
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Place of Use:	•						
<u>ID</u> 1	<u>Acres</u> 18.00	Govt Lot	<u>Qtr Sec</u> SWSW	<u>Sec</u> 4	<u>Twp</u> 8N	<u><b>Rge</b></u> 19W	County RAVALLI
2	33.00		SWSE	5	8N	19W	RAVALLI
3	7.00		NWSW	5	8N	19W	RAVALLI
4	33.00		SESW	5	8N	19W	RAVALLI
5	40.00		SWSW	5	8N	19W	RAVALLI
6	23.00		SENW	6	8N	19W	RAVALLI
7	36.00		SWNW	6	8N	19W	RAVALLI
8	25.00		NESE	6	8N	19W	RAVALLI
9	32.00		NWSE	6	8N	19W	RAVALLI
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38	38.00		SENW	8	8N	19W	RAVALLI
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40	38.00		NESE	8	8N	19W	RAVALLI
41	39.00		NWSE	8	8N	19W	RAVALLI
42	32.00		SESE	8	8N	19W	RAVALLI
43	15.00		SWSE	8	8N	19W	RAVALLI

Place of	Use:						
<u>ID</u> 44	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
44	39.00		NESW	8	8N	19W	RAVALLI
45	39.00		NWSW	8	8N	19W	RAVALLI
46	9.00		SESW	8	8N	19W	RAVALLI
47	21.00		SWSW	8	8N	19W	RAVALLI
48	1.00		NENE	9	8N	19W	RAVALLI
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$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
87	37.00		SWSE	12	8N	20W	RAVALLI
88	3.00		SESW	12	8N	20W	RAVALLI
89	3.00		NENE	13	8N	20W	RAVALLI
90	16.00		NWNE	13	8N	20W	RAVALLI
91	9.00		NENW	13	8N	20W	RAVALLI
Total:	2,714.00						

### 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.

119938-00	119939-00	119940-00	119941-00	119942-00	119943-00	119944-00
119945-00	119946-00	119947-00	119949-00	119950-00	119951-00	119952-00
119953-00	119954-00	119955-00	119956-00	119957-00	30018228	30018257

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

PARENT FILE FOR THIS RIGHT IS 119937-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

......

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 119953-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SUNSET IRRIGATION DIST

C/O WAYNE OLSON 3219 MILLER HILL RD STEVENSVILLE, MT 59870

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** OCTOBER 4, 1877

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 4.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 2,714.00

Source Name: BURNT FORK 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 SENWNE 14 8N 19W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)

Pl	lace	of	Use:

Place of Use:	•						
<u>ID</u> 1	<u>Acres</u> 18.00	Govt Lot	<u>Qtr Sec</u> SWSW	<u>Sec</u> 4	<u>Twp</u> 8N	<u><b>Rge</b></u> 19W	County RAVALLI
2	33.00		SWSE	5	8N	19W	RAVALLI
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Place of U	J <b>se:</b>						
<u>ID</u> 44	Acres	Govt Lot	<u>Qtr Sec</u> NESW	Sec	<u>Twp</u> 8N	<u><b>Rge</b></u> 19W	County RAVALLI
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Total:	2,714.00						

### Remarks:

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119945-00	119946-00	119947-00	119949-00	119950-00	119951-00	119952-00
119953-00	119954-00	119955-00	119956-00	119957-00	30018228	30018257

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

PARENT FILE FOR THIS RIGHT IS 119937-00.

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Water Right Number: 76H 119954-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SUNSET IRRIGATION DIST

C/O WAYNE OLSON 3219 MILLER HILL RD STEVENSVILLE, MT 59870

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** MAY 15, 1890

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 3.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 2,714.00

Source Name: BURNT FORK 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 SENWNE 14 8N 19W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)

Pl	ace	of	Use:

Trace of Osc.							
<u>ID</u> 1	Acres 18.00	Govt Lot	<u>Qtr Sec</u> SWSW	<u>Sec</u> 4	Twp 8N	<u><b>Rge</b></u> 19W	County RAVALLI
2	33.00		SWSE	5	8N	19W	RAVALLI
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33	40.00		NWNE	8	8N	19W	RAVALLI
34	38.00		SENE	8	8N	19W	RAVALLI
35	39.00		SWNE	8	8N	19W	RAVALLI
36	37.00		NENW	8	8N	19W	RAVALLI
37	37.00		NWNW	8	8N	19W	RAVALLI
38	38.00		SENW	8	8N	19W	RAVALLI
39	39.00		SWNW	8	8N	19W	RAVALLI
40	38.00		NESE	8	8N	19W	RAVALLI
41	39.00		NWSE	8	8N	19W	RAVALLI
42	32.00		SESE	8	8N	19W	RAVALLI
43	15.00		SWSE	8	8N	19W	RAVALLI

Place of U	se:						
<u>ID</u> 44	<u>Acres</u> 39.00	Govt Lot	<u>Qtr Sec</u> NESW	<u>Sec</u> 8	<u>Twp</u> 8N	<u><b>Rge</b></u> 19W	County RAVALLI
45	39.00		NWSW	8	8N	19W	RAVALLI
46	9.00		SESW	8	8N	19W	RAVALLI
47	21.00		SWSW	8	8N	19W	RAVALLI
48	1.00		NENE	9	8N	19W	RAVALLI
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54	40.00		SENW	9	8N	19W	RAVALLI
55	40.00		SWNW	9	8N	19W	RAVALLI
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85	30.00		NWSE	12	8N	20W	RAVALLI
86	37.00		SESE	12	8N	20W	RAVALLI

<u>ID</u>	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
87	37.00		SWSE	12	8N	20W	RAVALLI
88	3.00		SESW	12	8N	20W	RAVALLI
89	3.00		NENE	13	8N	20W	RAVALLI
90	16.00		NWNE	13	8N	20W	RAVALLI
91	9.00		NENW	13	8N	20W	RAVALLI
Total:	2,714.00						

### 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.

119938-00	119939-00	119940-00	119941-00	119942-00	119943-00	119944-00
119945-00	119946-00	119947-00	119949-00	119950-00	119951-00	119952-00
119953-00	119954-00	119955-00	119956-00	119957-00	30018228	30018257

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

PARENT FILE FOR THIS RIGHT IS 119937-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

.....

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 119955-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SUNSET IRRIGATION DIST

C/O WAYNE OLSON 3219 MILLER HILL RD STEVENSVILLE, MT 59870

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** APRIL 1, 1882

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 2.90 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 2,714.00

Source Name: BURNT FORK 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 SENWNE 14 8N 19W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)

Pl	lace	of	Use:

Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 18.00	Govt Lot	<u>Qtr Sec</u> SWSW	<u>Sec</u> 4	<u>Twp</u> 8N	<u><b>Rge</b></u> 19W	<u>County</u> RAVALLI
2	33.00		SWSE	5	8N	19W	RAVALLI
3	7.00		NWSW	5	8N	19W	RAVALLI
4	33.00		SESW	5	8N	19W	RAVALLI
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42	32.00		SESE	8	8N	19W	RAVALLI
43	15.00		SWSE	8	8N	19W	RAVALLI

Place of U	Jse:						
<u>ID</u> 44	Acres	Govt Lot	<u>Qtr Sec</u> NESW	Sec	Twp	Rge	County RAVALLI
44 45	39.00 39.00		NWSW	8 8	8N 8N	19W 19W	RAVALLI
46	9.00		SESW	8	8N	19W	RAVALLI
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$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
87	37.00		SWSE	12	8N	20W	RAVALLI
88	3.00		SESW	12	8N	20W	RAVALLI
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90	16.00		NWNE	13	8N	20W	RAVALLI
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Total:	2,714.00						

### Remarks:

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119938-00	119939-00	119940-00	119941-00	119942-00	119943-00	119944-00
119945-00	119946-00	119947-00	119949-00	119950-00	119951-00	119952-00
119953-00	119954-00	119955-00	119956-00	119957-00	30018228	30018257

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

PARENT FILE FOR THIS RIGHT IS 119937-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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Water Right Number: 76H 119956-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SUNSET IRRIGATION DIST

C/O WAYNE OLSON 3219 MILLER HILL RD STEVENSVILLE, MT 59870

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** MAY 20, 1897

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 2.75 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 2,714.00

Source Name: BURNT FORK 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 SENWNE 14 8N 19W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)

Place	of	Use:
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Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 18.00	Govt Lot	<u>Qtr Sec</u> SWSW	<u>Sec</u> 4	<u>Twp</u> 8N	<u><b>Rge</b></u> 19W	County RAVALLI
2	33.00		SWSE	5	8N	19W	RAVALLI
3	7.00		NWSW	5	8N	19W	RAVALLI
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40	38.00		NESE	8	8N	19W	RAVALLI
41	39.00		NWSE	8	8N	19W	RAVALLI
42	32.00		SESE	8	8N	19W	RAVALLI
43	15.00		SWSE	8	8N	19W	RAVALLI

85

86

30.00

37.00

Place of 1	Use:						
<u>ID</u>	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
44	39.00		NESW	8	8N	19W	RAVALLI
45	39.00		NWSW	8	8N	19W	RAVALLI
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74	34.00		SENE	1	8N	20W	RAVALLI
75	26.00		SWNE	1	8N	20W	RAVALLI
76	29.00		NESE	1	8N	20W	RAVALLI
77	10.00		NWSE	1	8N	20W	RAVALLI
78	38.00		SESE	1	8N	20W	RAVALLI
79	2.00		SWSE	1	8N	20W	RAVALLI
80	39.00		NENE	12	8N	20W	RAVALLI
81	16.00		NWNE	12	8N	20W	RAVALLI
82	37.00		SENE	12	8N	20W	RAVALLI
83	25.00		SWNE	12	8N	20W	RAVALLI
84	38.00		NESE	12	8N	20W	RAVALLI
0.5	00.00		AUA/05	40	011	00147	D 43 / 41 1 1

NWSE

SESE

12

12

8N

8N

20W RAVALLI

20W RAVALLI

$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
87	37.00		SWSE	12	8N	20W	RAVALLI
88	3.00		SESW	12	8N	20W	RAVALLI
89	3.00		NENE	13	8N	20W	RAVALLI
90	16.00		NWNE	13	8N	20W	RAVALLI
91	9.00		NENW	13	8N	20W	RAVALLI
Total:	2,714.00						

### 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.

119938-00	119939-00	119940-00	119941-00	119942-00	119943-00	119944-00
119945-00	119946-00	119947-00	119949-00	119950-00	119951-00	119952-00
119953-00	119954-00	119955-00	119956-00	119957-00	30018228	30018257

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

PARENT FILE FOR THIS RIGHT IS 119937-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA

### ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 119957-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SUNSET IRRIGATION DIST

C/O WAYNE OLSON 3219 MILLER HILL RD STEVENSVILLE, MT 59870

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

\*Priority Date: MARCH 5, 1968

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

**Volume:** 597.80 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 2,714.00

Source Name: BURNT FORK LAKE
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 NESENW 3 6N 18W RAVALLI

\*Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

2 - SECONDARY SENWSW 11 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** BAKER DITCH (HEADGATE 3)

### \*Point of Diversion and Means of Diversion:

Rge County **Govt Lot Qtr Sec** <u>Sec</u> Twp 3 - SECONDARY 19W RAVALLI SENWNE 14 8N

Period of Diversion: JANUARY 1 TO DECEMBER 31

**HEADGATE Diversion Means:** 

HIGHLINE DITCH (HEADGATE 1) **Ditch Name:** 

WATER STORED UNDER THIS RIGHT IS RELEASED FROM BURNT FORK LAKE

AND IS DIVERTED FROM BURNT FORK CREEK AT THE FOLLOWING SECONDARY POINTS OF DIVERSION: SENWSW SEC 11, T8N, R19W AND

SENWNE SEC 14, T8N, R19W RAVALLI COUNTY.

**ONSTREAM** \*Reservoir:

> **Govt Lot** Qtr Sec Sec Twp Rge County **NESENW** 18W RAVALLI 6N

DIVERSION #1 **Diversion to Reservoir:** 40.00 FEET Dam Height: 37.00 FEET Depth: 49.00 ACRES **Surface Area:** Capacity: 1,000.00 ACRE-FEET

SEE THE NATIONAL INVENTORY OF DAM CORPS MAP REPORT IN THE CLAIM

FILE FOR ADDITIONAL RESERVOIR DATA.

**Period of Use:** MAY 1 TO OCTOBER 1

### Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge	<b>County</b>
1	18.00		SWSW	4	8N	19W	RAVALLI
2	33.00		SWSE	5	8N	19W	RAVALLI
3	7.00		NWSW	5	8N	19W	RAVALLI
4	33.00		SESW	5	8N	19W	RAVALLI
5	40.00		SWSW	5	8N	19W	RAVALLI
6	23.00		SENW	6	8N	19W	RAVALLI
7	36.00		SWNW	6	8N	19W	RAVALLI
8	25.00		NESE	6	8N	19W	RAVALLI
9	32.00		NWSE	6	8N	19W	RAVALLI
10	38.00		SESE	6	8N	19W	RAVALLI
11	36.00		SWSE	6	8N	19W	RAVALLI
12	38.00		NESW	6	8N	19W	RAVALLI
13	35.00		NWSW	6	8N	19W	RAVALLI
14	33.00		SESW	6	8N	19W	RAVALLI
15	38.00		SWSW	6	8N	19W	RAVALLI
16	34.00		NENE	7	8N	19W	RAVALLI
17	38.00		NWNE	7	8N	19W	RAVALLI
18	37.00		SENE	7	8N	19W	RAVALLI
19	39.00		SWNE	7	8N	19W	RAVALLI
20	35.00		NENW	7	8N	19W	RAVALLI
21	38.00		NWNW	7	8N	19W	RAVALLI
22	37.00		SENW	7	8N	19W	RAVALLI

Place of	of Use:
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Place of Use	•						
<u>ID</u> 23	<u>Acres</u> 38.00	Govt Lot	<u>Qtr Sec</u> SWNW	<u>Sec</u> 7	Twp 8N	<u><b>Rge</b></u> 19W	County RAVALLI
24	36.00		NESE	7	8N	19W	RAVALLI
25	39.00		NWSE	7	8N	19W	RAVALLI
26	34.00		SESE	7	8N	19W	RAVALLI
27	37.00		SWSE	7	8N	19W	RAVALLI
28	37.00		NESW	7	8N	19W	RAVALLI
29	38.00		NWSW	7	8N	19W	RAVALLI
30	35.00		SESW	7	8N	19W	RAVALLI
31	36.00		SWSW	7	8N	19W	RAVALLI
32	31.00		NENE	8	8N	19W	RAVALLI
33	40.00		NWNE	8	8N	19W	RAVALLI
34	38.00		SENE	8	8N	19W	RAVALLI
35	39.00		SWNE	8	8N	19W	RAVALLI
36	37.00		NENW	8	8N	19W	RAVALLI
37	37.00		NWNW	8	8N	19W	RAVALLI
38	38.00		SENW	8	8N	19W	RAVALLI
39	39.00		SWNW	8	8N	19W	RAVALLI
40	38.00		NESE	8	8N	19W	RAVALLI
41	39.00		NWSE	8	8N	19W	RAVALLI
42	32.00		SESE	8	8N	19W	RAVALLI
43	15.00		SWSE	8	8N	19W	RAVALLI
44	39.00		NESW	8	8N	19W	RAVALLI
45	39.00		NWSW	8	8N	19W	RAVALLI
46	9.00		SESW	8	8N	19W	RAVALLI
47	21.00		swsw	8	8N	19W	RAVALLI
48	1.00		NENE	9	8N	19W	RAVALLI
49	26.00		NWNE	9	8N	19W	RAVALLI
50	36.00		SENE	9	8N	19W	RAVALLI
51	38.00		SWNE	9	8N	19W	RAVALLI
52	30.00		NENW	9	8N	19W	RAVALLI
53	29.00		NWNW	9	8N	19W	RAVALLI
54	40.00		SENW	9	8N	19W	RAVALLI
55	40.00		SWNW	9	8N	19W	RAVALLI
56	40.00		NESE	9	8N	19W	RAVALLI
57	40.00		NWSE	9	8N	19W	RAVALLI
58	40.00		NESW	9	8N	19W	RAVALLI
59	39.00		NWSW	9	8N	19W	RAVALLI
60	40.00		SESW	9	8N	19W	RAVALLI
61	40.00		SWSW	9	8N	19W	RAVALLI
62	12.00		NWNW	10	8N	19W	RAVALLI
63	29.00		SENW	10	8N	19W	RAVALLI
64	34.00		SWNW	10	8N	19W	RAVALLI
65	20.00		NESE	10	8N	19W	RAVALLI

Place of U	Use:						
<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
66	33.00		NWSE	10	8N	19W	RAVALLI
67	9.00		SESE	10	8N	19W	RAVALLI
68	32.00		NESW	10	8N	19W	RAVALLI
69	39.00		NWSW	10	8N	19W	RAVALLI
70	1.00		SESW	10	8N	19W	RAVALLI
71	1.00		SWSW	10	8N	19W	RAVALLI
72	10.00		NENE	1	8N	20W	RAVALLI
73	2.00		NWNE	1	8N	20W	RAVALLI
74	34.00		SENE	1	8N	20W	RAVALLI
75	26.00		SWNE	1	8N	20W	RAVALLI
76	29.00		NESE	1	8N	20W	RAVALLI
77	10.00		NWSE	1	8N	20W	RAVALLI
78	38.00		SESE	1	8N	20W	RAVALLI
79	2.00		SWSE	1	8N	20W	RAVALLI
80	39.00		NENE	12	8N	20W	RAVALLI
81	16.00		NWNE	12	8N	20W	RAVALLI
82	37.00		SENE	12	8N	20W	RAVALLI
83	25.00		SWNE	12	8N	20W	RAVALLI
84	38.00		NESE	12	8N	20W	RAVALLI
85	30.00		NWSE	12	8N	20W	RAVALLI
86	37.00		SESE	12	8N	20W	RAVALLI
87	37.00		SWSE	12	8N	20W	RAVALLI
88	3.00		SESW	12	8N	20W	RAVALLI
89	3.00		NENE	13	8N	20W	RAVALLI
90	16.00		NWNE	13	8N	20W	RAVALLI
91	9.00		NENW	13	8N	20W	RAVALLI
Total:	2,714.00						

## 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.

119938-00	119939-00	119940-00	119941-00	119942-00	119943-00	119944-00
119945-00	119946-00	119947-00	119949-00	119950-00	119951-00	119952-00
119953-00	119954-00	119955-00	119956-00	119957-00	30018228	30018257

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/17/1996: SOURCE, MEANS OF DIVERSION, MEANS OF CONVEYANCE, FLOW RATE, PERIOD OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/27/2005: PLACE OF USE, MAXIMUM ACRES, PRIORITY DATE.

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 03/31/2003.

THE PERIOD OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 04/07/2015.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 76H 119937-00.

PARENT FILE FOR THIS RIGHT IS 76H 119937-00.

THE IMPLIED CLAIMS LISTED FOLLOWING THIS STATEMENT WERE AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM. 76H 30018257, 76H 30018228.

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THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 119995-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: NOVEMBER 26, 1908

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 500.00 CFS

\*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:** 16,859.00

Source Name: SKALKAHO 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 NWNWNE 22 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

Plac	e of	Use:
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Place	of Use:						
<u>ID</u> 1	<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	Twp 6N	<u><b>Rge</b></u> 20W	County RAVALLI
2	120.00		NW	1	6N	20W	RAVALLI
3	15.00		W2NWSW	1	6N	20W	RAVALLI
4	640.00			2	6N	20W	RAVALLI
5	40.00		SENE	9	6N	20W	RAVALLI
6	80.00		E2SE	9	6N	20W	RAVALLI
7	640.00			10	6N	20W	RAVALLI
8	640.00			11	6N	20W	RAVALLI
9	50.00		N2NE	12	6N	20W	RAVALLI
10	55.00		S2NE	12	6N	20W	RAVALLI
11	160.00		NW	12	6N	20W	RAVALLI
12	85.00		SW	12	6N	20W	RAVALLI
13	5.00		N2N2NW	13	6N	20W	RAVALLI
14	10.00		W2NWSW	13	6N	20W	RAVALLI
15	105.00		NE	14	6N	20W	RAVALLI
16	135.00		SE	14	6N	20W	RAVALLI
17	320.00		W2	14	6N	20W	RAVALLI
18	640.00			15	6N	20W	RAVALLI
19	320.00		E2	16	6N	20W	RAVALLI
20	80.00		E2NE	22	6N	20W	RAVALLI
21	160.00		S2S2	22	6N	20W	RAVALLI
22	40.00		NESE	22	6N	20W	RAVALLI
23	85.00		NE	23	6N	20W	RAVALLI
24	160.00		NW	23	6N	20W	RAVALLI
25	105.00		SW	23	6N	20W	RAVALLI
26	20.00		W2NWNW	26	6N	20W	RAVALLI
27	160.00		NE	27	6N	20W	RAVALLI
28	80.00		N2SE	27	6N	20W	RAVALLI
29	5.00		NWNWNE	1	7N	20W	RAVALLI
30	10.00		W2SWNE	1	7N	20W	RAVALLI
31	160.00		NW	1	7N	20W	RAVALLI
32	10.00		SWSE	1	7N	20W	RAVALLI
33	150.00		SW	1	7N	20W	RAVALLI
34	640.00			2	7N	20W	RAVALLI
35	80.00		S2NE	3	7N	20W	RAVALLI
36	160.00		SE	3	7N	20W	RAVALLI
37	320.00		E2	10	7N	20W	RAVALLI
38	15.00		E2SENW	10	7N	20W	RAVALLI
39	80.00		E2SW	10	7N	20W	RAVALLI
40	640.00			11	7N	20W	RAVALLI
41	45.00		W2NE	12	7N	20W	RAVALLI
42	160.00		NW	12	7N	20W	RAVALLI
43	55.00		W2SE	12	7N	20W	RAVALLI

Place	of	Use:
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of Use:						
<u>Acres</u> 150.00	Govt Lot	Qtr Sec SW	<u>Sec</u> 12	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00		W2SW	14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
320.00		W2	26	7N	20W	RAVALLI
10.00		NENE	27	7N	20W	RAVALLI
26.00		SWNE	27	7N	20W	RAVALLI
40.00		SENW	27	7N	20W	RAVALLI
320.00		S2	27	7N	20W	RAVALLI
40.00		NESE	28	7N	20W	RAVALLI
160.00		NE	34	7N	20W	RAVALLI
10.00		N2N2NESW	34	7N	20W	RAVALLI
640.00			35	7N	20W	RAVALLI
25.00		W2NW	36	7N	20W	RAVALLI
40.00		SE	36	7N	20W	RAVALLI
130.00		SW	36	7N	20W	RAVALLI
25.00		NW	6	8N	19W	RAVALLI
5.00		W2SWNE	18	8N	19W	RAVALLI
125.00		NW	18	8N	19W	RAVALLI
17.00		NWSE	18	8N	19W	RAVALLI
3.00		SWSE	18	8N	19W	RAVALLI
155.00		SW	18	8N	19W	RAVALLI
35.00		NENW	19	8N	19W	RAVALLI
30.00		SENW	19	8N	19W	RAVALLI
60.00		W2NW	19	8N	19W	RAVALLI
10.00		N2NESW	19	8N	19W	RAVALLI
	150.00 5.00 20.00 40.00 20.00 40.00 640.00 160.00 160.00 10.00 130.00 320.00 5.00 10.00 145.00 135.00 320.00 10.00 26.00 40.00 26.00 40.00 10	Acres   150.00	Acres         Govt Lot         Qtr Sec           150.00         NENWNE           5.00         NENWNE           20.00         NENW           40.00         NWNW           20.00         SWNW           40.00         W2SW           640.00         W2SW           320.00         E2           160.00         NE           80.00         E2SE           40.00         SESW           10.00         E2SWSW           140.00         NE           130.00         SE           320.00         W2           145.00         NE           135.00         SE           320.00         W2           10.00         NENE           26.00         SWNE           40.00         SENW           320.00         W2           10.00         NENE           26.00         SWNE           40.00         SENW           40.00         SENW           40.00         SE           130.00         SW           25.00         W2NW           40.00         SW           130.00	Acres         Govt Lot         Qtr Sec         Sec           150.00         NENWNE         13           20.00         NENWN         13           40.00         NWNW         13           40.00         W2SW         13           40.00         W2SW         14           320.00         E2         15           160.00         E2W2         15           160.00         NE         22           80.00         E2SE         22           40.00         SESW         22           10.00         E2SEWSW         22           140.00         NE         23           130.00         SESWSW         25           140.00         NWNWNW         24           5.00         NWNWNW         24           5.00         NWWWNW         25           145.00         NE         26           135.00         SESWSW         25           145.00         NENE         26           320.00         W2         26           10.00         NENE         27           40.00         SENW         27           40.00         NESE         2	Acres         Govt Lot         Qtr Sec         Sw         12         Twp           150.00         NENWNE         13         7N           5.00         NENWN         13         7N           40.00         NWNW         13         7N           40.00         SWNW         13         7N           40.00         W2SW         14         7N           640.00         W2SW         14         7N           160.00         E2         15         7N           160.00         E2W2         15         7N           160.00         E2SE         22         7N           80.00         E2SEW         22         7N           40.00         SESW         22         7N           10.00         SESWSW         22         7N           140.00         SESWSW         22         7N           130.00         W2         23         7N           140.00         W2W2NW         25         7N           15.00         NWNWNW         24         7N           10.00         S2SWSW         25         7N           145.00         NE         26         7N	Acres         Govt Lot         Qtr Sec         Sec         Twp         Rge           150.00         NENWNE         13         7N         20W           5.00         NENWNE         13         7N         20W           20.00         NWNWW         13         7N         20W           40.00         W2SW         13         7N         20W           40.00         W2SW         13         7N         20W           640.00         W2SW         14         7N         20W           320.00         E2         15         7N         20W           160.00         E2W2         15         7N         20W           160.00         RE         22         7N         20W           40.00         SESW         22         7N         20W           40.00         SESWW         22         7N         20W           10.00         E2SWSW         22         7N         20W           140.00         NE         23         7N         20W           320.00         W2         23         7N         20W           5.00         NWNWNW         24         7N         20W <t< td=""></t<>

Pl	lace	of	Use:

Place of	Use:						
<u>ID</u> 87	<u>Acres</u> 55.00	Govt Lot	<u>Qtr Sec</u> W2SW	<u>Sec</u> 19	<u>Twp</u> 8N	<u><b>Rge</b></u> 19W	County RAVALLI
88	11.00		N2NWNW	30	8N	19W	RAVALLI
89	575.00			1	8N	20W	RAVALLI
90	160.00		E2E2	2	8N	20W	RAVALLI
91	15.00		N2NWNE	2	8N	20W	RAVALLI
92	40.00		SWNE	2	8N	20W	RAVALLI
93	40.00		SENW	2	8N	20W	RAVALLI
94	40.00		NWSE	2	8N	20W	RAVALLI
95	5.00		NESWSE	2	8N	20W	RAVALLI
96	40.00		NESW	2	8N	20W	RAVALLI
97	160.00		E2E2	11	8N	20W	RAVALLI
98	25.00		NWNE	12	8N	20W	RAVALLI
99	20.00		SWNE	12	8N	20W	RAVALLI
100	160.00		NW	12	8N	20W	RAVALLI
101	15.00		NWSE	12	8N	20W	RAVALLI
102	5.00		NWSWSE	12	8N	20W	RAVALLI
103	155.00		SW	12	8N	20W	RAVALLI
104	160.00		S2N2	13	8N	20W	RAVALLI
105	30.00		NENE	13	8N	20W	RAVALLI
106	20.00		NWNE	13	8N	20W	RAVALLI
107	30.00		NENW	13	8N	20W	RAVALLI
108	40.00		NWNW	13	8N	20W	RAVALLI
109	320.00		S2	13	8N	20W	RAVALLI
110	80.00		E2NE	14	8N	20W	RAVALLI
111	40.00		SWNE	14	8N	20W	RAVALLI
112	40.00		SWNW	14	8N	20W	RAVALLI
113	320.00		S2	14	8N	20W	RAVALLI
114	45.00		E2NE	15	8N	20W	RAVALLI
115	640.00			23	8N	20W	RAVALLI
116	640.00			24	8N	20W	RAVALLI
117	15.00		NENE	25	8N	20W	RAVALLI
118	40.00		NWNE	25	8N	20W	RAVALLI
119	5.00		NWSENE	25	8N	20W	RAVALLI
120	25.00		SWNE	25	8N	20W	RAVALLI
121	160.00		NW	25	8N	20W	RAVALLI
122	5.00		NWNWSE	25	8N	20W	RAVALLI
123	35.00		NESW	25	8N	20W	RAVALLI
124	40.00		NWSW	25	8N	20W	RAVALLI
125	5.00		NWSESW	25	8N	20W	RAVALLI
126	35.00		SWSW	25	8N	20W	RAVALLI
127	640.00			26	8N	20W	RAVALLI
128	40.00		SENE	27	8N	20W	RAVALLI
129	640.00			35	8N	20W	RAVALLI

Place	of	Use:
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Place of G	Use:						
<u>ID</u> 130	<u>Acres</u> 30.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 36	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	<u>County</u> RAVALLI
131	10.00		S2SENW	36	8N	20W	RAVALLI
132	35.00		SWNW	36	8N	20W	RAVALLI
133	20.00		NWSE	36	8N	20W	RAVALLI
134	25.00		SWSE	36	8N	20W	RAVALLI
135	160.00		SW	36	8N	20W	RAVALLI
136	640.00			3	9N	19W	RAVALLI
137	640.00			4	9N	19W	RAVALLI
138	640.00			5	9N	19W	RAVALLI
139	640.00			6	9N	19W	RAVALLI
140	640.00			7	9N	19W	RAVALLI
141	640.00			8	9N	19W	RAVALLI
142	640.00			9	9N	19W	RAVALLI
143	110.00		NE	10	9N	19W	RAVALLI
144	160.00		SE	10	9N	19W	RAVALLI
145	320.00		W2	10	9N	19W	RAVALLI
146	5.00		S2SWNW	11	9N	19W	RAVALLI
147	15.00		E2E2SE	11	9N	19W	RAVALLI
148	135.00		SW	11	9N	19W	RAVALLI
149	190.00		E2	15	9N	19W	RAVALLI
150	310.00		W2	15	9N	19W	RAVALLI
151	640.00			16	9N	19W	RAVALLI
152	640.00			17	9N	19W	RAVALLI
153	640.00			18	9N	19W	RAVALLI
154	640.00			19	9N	19W	RAVALLI
155	160.00		NE	20	9N	19W	RAVALLI
156	40.00		NESE	20	9N	19W	RAVALLI
157	30.00		SESE	20	9N	19W	RAVALLI
158	80.00		W2SE	20	9N	19W	RAVALLI
159	320.00		W2	20	9N	19W	RAVALLI
160	90.00		NE	21	9N	19W	RAVALLI
161	155.00		NW	21	9N	19W	RAVALLI
162	50.00		SW	21	9N	19W	RAVALLI
163	45.00		NW	22	9N	19W	RAVALLI
164	10.00		W2NENE	29	9N	19W	RAVALLI
165	25.00		SENE	29	9N	19W	RAVALLI
166	80.00		W2NE	29	9N	19W	RAVALLI
167	160.00		NW	29	9N	19W	RAVALLI
168	40.00		NESE	29	9N	19W	RAVALLI
169	20.00		NWSE	29	9N	19W	RAVALLI
170	10.00		N2SESE	29	9N	19W	RAVALLI
171	80.00		N2NE	30	9N	19W	RAVALLI
172	40.00		SENE	30	9N	19W	RAVALLI

PI	ace	of	Use:

Place of	Use:						
<u>ID</u> 173	<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NENW	<u>Sec</u> 30	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
174	55.00		S2S2	31	9N	19W	RAVALLI
175	160.00		E2E2	1	9N	20W	RAVALLI
176	30.00		SWNE	1	9N	20W	RAVALLI
177	20.00		N2NWSE	1	9N	20W	RAVALLI
178	160.00		E2E2	12	9N	20W	RAVALLI
179	320.00		E2	13	9N	20W	RAVALLI
180	160.00		NW	13	9N	20W	RAVALLI
181	80.00		E2SW	13	9N	20W	RAVALLI
182	320.00		E2	24	9N	20W	RAVALLI
183	80.00		E2NW	24	9N	20W	RAVALLI
184	20.00		E2SWNW	24	9N	20W	RAVALLI
185	65.00		S2SE	36	9N	20W	RAVALLI
186	25.00		SESW	36	9N	20W	RAVALLI
187	5.00		E2SESWSW	36	9N	20W	RAVALLI
188	15.00		SWSE	7	10N	19W	RAVALLI
189	30.00		S2SW	7	10N	19W	RAVALLI
190	15.00		S2NWSE	8	10N	19W	RAVALLI
191	40.00		SWSE	8	10N	19W	RAVALLI
192	10.00		S2NESW	8	10N	19W	RAVALLI
193	40.00		SESW	8	10N	19W	RAVALLI
194	35.00		SWSW	8	10N	19W	RAVALLI
195	261.00		N2	18	10N	19W	RAVALLI
196	15.00		NESW	18	10N	19W	RAVALLI
197	40.00		NWSW	18	10N	19W	RAVALLI
198	320.00		S2	20	10N	19W	RAVALLI
199	40.00		S2SW	21	10N	19W	RAVALLI
200	25.00		S2NE	26	10N	19W	RAVALLI
201	210.00		S2	26	10N	19W	RAVALLI
202	115.00		S2S2	27	10N	19W	RAVALLI
203	15.00		W2NENE	28	10N	19W	RAVALLI
204	40.00		NWNE	28	10N	19W	RAVALLI
205	10.00		W2SENE	28	10N	19W	RAVALLI
206	35.00		SWNE	28	10N	19W	RAVALLI
207	155.00		NW	28	10N	19W	RAVALLI
208	145.00		SE	28	10N	19W	RAVALLI
209	160.00		SW	28	10N	19W	RAVALLI
210	640.00			29	10N	19W	RAVALLI
211	580.00			30	10N	19W	RAVALLI
212	320.00		E2	31	10N	19W	RAVALLI
213	40.00		SESW	31	10N	19W	RAVALLI
214	640.00			32	10N	19W	RAVALLI
215	640.00			33	10N	19W	RAVALLI
215	640.00			33	10N	19W	KA\

#### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>
216	640.00			34	10N	19W	RAVALLI
217	640.00			35	10N	19W	RAVALLI
218	10.00		S2SESE	12	10N	20W	RAVALLI
219	5.00		SENENE	13	10N	20W	RAVALLI
220	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	35,378.00						

ONLY 16859.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 35378.00 ACRES DESCRIBED UNDER THIS RIGHT.

#### 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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 07/19/2005.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 119995-00 Page 8 of 8

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 119996-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 119996-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

\*Priority Date: DECEMBER 31, 1918

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 40.00 CFS

\*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:** 7,891.00

\*Source Name: UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

THE SOURCE IS WATER COLLECTED ALONG THE ENTIRE LENGTH OF THE BITTERROOT IRRIGATION DISTRICT CANAL WITHIN THE POINT OF DIVERSION

LEGAL LAND DESCRIPTION.

WASTE AND SEEPAGE FROM SUNSET IRRIGATION DISTRICT

\*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 E2 1 8N 20W RAVALLI

Period of Diversion: APRIL 1 TO SEPTEMBER 15

**Diversion Means:** DITCH

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

### \*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> E2 12 8N 20W RAVALLI

Period of Diversion: APRIL 1 TO SEPTEMBER 15

**Diversion Means:** DITCH

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

3 SESESW 12 8N 20W RAVALLI

Period of Diversion: APRIL 1 TO SEPTEMBER 15

**Diversion Means:** DITCH

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

4 NENENW 13 8N 20W RAVALLI

Period of Diversion: APRIL 1 TO SEPTEMBER 15

**Diversion Means:** DITCH

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO SEPTEMBER 15

## \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	640.00			3	9N	19W	RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
8	110.00		NE	10	9N	19W	RAVALLI
9	160.00		SE	10	9N	19W	RAVALLI
10	320.00		W2	10	9N	19W	RAVALLI
11	5.00		S2SWNW	11	9N	19W	RAVALLI
12	15.00		E2E2SE	11	9N	19W	RAVALLI
13	135.00		SW	11	9N	19W	RAVALLI
14	190.00		E2	15	9N	19W	RAVALLI
15	310.00		W2	15	9N	19W	RAVALLI
16	640.00			16	9N	19W	RAVALLI
17	640.00			17	9N	19W	RAVALLI
18	640.00			18	9N	19W	RAVALLI
19	640.00			19	9N	19W	RAVALLI
20	160.00		NE	20	9N	19W	RAVALLI
21	40.00		NESE	20	9N	19W	RAVALLI
22	30.00		SESE	20	9N	19W	RAVALLI
23	80.00		W2SE	20	9N	19W	RAVALLI
24	320.00		W2	20	9N	19W	RAVALLI
25	90.00		NE	21	9N	19W	RAVALLI
26	155.00		NW	21	9N	19W	RAVALLI
27	50.00		SW	21	9N	19W	RAVALLI
28	45.00		NW	22	9N	19W	RAVALLI

*Place	of	Use:
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of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> W2NENE	<u>Sec</u> 29	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
35.00		SWSW	8	10N	19W	RAVALLI
261.00		N2	18	10N	19W	RAVALLI
15.00		NESW	18	10N	19W	RAVALLI
40.00		NWSW	18	10N	19W	RAVALLI
320.00		S2	20	10N	19W	RAVALLI
40.00		S2SW	21	10N	19W	RAVALLI
25.00		S2NE	26	10N	19W	RAVALLI
210.00		S2	26	10N	19W	RAVALLI
115.00		S2S2	27	10N	19W	RAVALLI
15.00		W2NENE	28	10N	19W	RAVALLI
40.00		NWNE	28	10N	19W	RAVALLI
10.00		W2SENE	28	10N	19W	RAVALLI
35.00		SWNE	28	10N	19W	RAVALLI
155.00		NW	28	10N	19W	RAVALLI
145.00		SE	28	10N	19W	RAVALLI
160.00		SW	28	10N	19W	RAVALLI
640.00			29	10N	19W	RAVALLI
	10.00 25.00 80.00 160.00 40.00 20.00 10.00 80.00 40.00 30.00 20.00 160.00 320.00 80.00 20.00 15.00 30.00 40.00 15.00 15.00 40.00 15.00 15.00 15.00 15.00 15.00 15.00 15.00 15.00 15.00 15.00 15.00 15.00 15.00 15.00 15.00 15.00	Acres 10.00 25.00 80.00 160.00 40.00 20.00 10.00 80.00 40.00 40.00 40.00 30.00 20.00 160.00 320.00 160.00 80.00 320.00 15.00 40.00 15.00 40.00 15.00 40.00 35.00 261.00 15.00 40.00 320.00 15.00 40.00 35.00 25.00 210.00 115.00 40.00 35.00 25.00 210.00 115.00 40.00 35.00 25.00 210.00 115.00 40.00 35.00 155.00 40.00 15.00	Acres         Govt Lot         Qtr Sec           10.00         SENE           80.00         W2NE           160.00         NW           40.00         NESE           20.00         NWSE           10.00         N2SESE           80.00         N2NE           40.00         SENE           40.00         NENW           160.00         E2E2           30.00         SWNE           20.00         N2NWSE           160.00         E2E2           320.00         E2E2           320.00         E2           80.00         E2SW           320.00         E2SW           320.00         E2SW           30.00         SWSE           30.00         SYSE           40.00         SYSE           40.00         SYSE           40.00         SYSE           40.00         SYSW           261.00         NESW           40.00         SYSW           25.00         S2NE           210.00         S2SW           25.00         S2NE           215.00         W2NENE <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         SENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NW         29           40.00         NESE         29           20.00         NWSE         29           10.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         NENW         30           40.00         NENW         30           160.00         SWNE         1           20.00         N2NWSE         1           160.00         SWNE         1           160.00         SWNE         1           160.00         NW         13           80.00         E2E2         12           320.00         E2         24           80.00         E2SW         13           320.00         E2SWW         24           20.00         E2SWWW         24           15.00         SWSE         8           40.00         SWSE         8     <!--</td--><td>Acres         Govt Lot         Qtr Sec         Ect         Twp           10.00         SENE         29         9N           25.00         SENE         29         9N           80.00         W2NE         29         9N           160.00         NWSE         29         9N           40.00         NESE         29         9N           10.00         NZSESE         29         9N           40.00         NZNE         30         9N           40.00         SENE         30         9N           160.00         E2E2         1         9N           20.00         REXPWE         1         9N           320.00         E2E2         12         9N           80.00         E2SW         13         9N           80.00         E2SWNW         24         9N           15.00         SWSE         7         10N           30.00<td>Acres         Govt Lot         Qtr Sec         Eve         Twp         Rge           10.00         SENE         29         9N         19W           25.00         SENE         29         9N         19W           80.00         W2NE         29         9N         19W           160.00         NWSE         29         9N         19W           40.00         NESE         29         9N         19W           10.00         NZSESE         29         9N         19W           40.00         NENE         30         9N         19W           40.00         NENW         30         9N         19W           40.00         NENW         30         9N         19W           40.00         NENW         30         9N         19W           40.00         SENE         30         9N         19W           40.00         SENE         30         9N         19W           40.00         SWNE         1         9N         20W           30.00         SWNE         1         9N         20W           320.00         E2         21         9N         20W</td></td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         SENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NW         29           40.00         NESE         29           20.00         NWSE         29           10.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         NENW         30           40.00         NENW         30           160.00         SWNE         1           20.00         N2NWSE         1           160.00         SWNE         1           160.00         SWNE         1           160.00         NW         13           80.00         E2E2         12           320.00         E2         24           80.00         E2SW         13           320.00         E2SWW         24           20.00         E2SWWW         24           15.00         SWSE         8           40.00         SWSE         8 </td <td>Acres         Govt Lot         Qtr Sec         Ect         Twp           10.00         SENE         29         9N           25.00         SENE         29         9N           80.00         W2NE         29         9N           160.00         NWSE         29         9N           40.00         NESE         29         9N           10.00         NZSESE         29         9N           40.00         NZNE         30         9N           40.00         SENE         30         9N           160.00         E2E2         1         9N           20.00         REXPWE         1         9N           320.00         E2E2         12         9N           80.00         E2SW         13         9N           80.00         E2SWNW         24         9N           15.00         SWSE         7         10N           30.00<td>Acres         Govt Lot         Qtr Sec         Eve         Twp         Rge           10.00         SENE         29         9N         19W           25.00         SENE         29         9N         19W           80.00         W2NE         29         9N         19W           160.00         NWSE         29         9N         19W           40.00         NESE         29         9N         19W           10.00         NZSESE         29         9N         19W           40.00         NENE         30         9N         19W           40.00         NENW         30         9N         19W           40.00         NENW         30         9N         19W           40.00         NENW         30         9N         19W           40.00         SENE         30         9N         19W           40.00         SENE         30         9N         19W           40.00         SWNE         1         9N         20W           30.00         SWNE         1         9N         20W           320.00         E2         21         9N         20W</td></td>	Acres         Govt Lot         Qtr Sec         Ect         Twp           10.00         SENE         29         9N           25.00         SENE         29         9N           80.00         W2NE         29         9N           160.00         NWSE         29         9N           40.00         NESE         29         9N           10.00         NZSESE         29         9N           40.00         NZNE         30         9N           40.00         SENE         30         9N           160.00         E2E2         1         9N           20.00         REXPWE         1         9N           320.00         E2E2         12         9N           80.00         E2SW         13         9N           80.00         E2SWNW         24         9N           15.00         SWSE         7         10N           30.00 <td>Acres         Govt Lot         Qtr Sec         Eve         Twp         Rge           10.00         SENE         29         9N         19W           25.00         SENE         29         9N         19W           80.00         W2NE         29         9N         19W           160.00         NWSE         29         9N         19W           40.00         NESE         29         9N         19W           10.00         NZSESE         29         9N         19W           40.00         NENE         30         9N         19W           40.00         NENW         30         9N         19W           40.00         NENW         30         9N         19W           40.00         NENW         30         9N         19W           40.00         SENE         30         9N         19W           40.00         SENE         30         9N         19W           40.00         SWNE         1         9N         20W           30.00         SWNE         1         9N         20W           320.00         E2         21         9N         20W</td>	Acres         Govt Lot         Qtr Sec         Eve         Twp         Rge           10.00         SENE         29         9N         19W           25.00         SENE         29         9N         19W           80.00         W2NE         29         9N         19W           160.00         NWSE         29         9N         19W           40.00         NESE         29         9N         19W           10.00         NZSESE         29         9N         19W           40.00         NENE         30         9N         19W           40.00         NENW         30         9N         19W           40.00         NENW         30         9N         19W           40.00         NENW         30         9N         19W           40.00         SENE         30         9N         19W           40.00         SENE         30         9N         19W           40.00         SWNE         1         9N         20W           30.00         SWNE         1         9N         20W           320.00         E2         21         9N         20W

## \*Place of Use:

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>
72	580.00			30	10N	19W	RAVALLI
73	320.00		E2	31	10N	19W	RAVALLI
74	40.00		SESW	31	10N	19W	RAVALLI
75	640.00			32	10N	19W	RAVALLI
76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI
78	640.00			35	10N	19W	RAVALLI
79	10.00		S2SESE	12	10N	20W	RAVALLI
80	5.00		SENENE	13	10N	20W	RAVALLI
81	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	17,046.00						

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

## 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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 07/19/2005.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 119998-00 Page 1 of 5

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 119998-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** MAY 10, 1878

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 4.00 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO JULY 15

## Place of Use:

of Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
640.00			16	9N	19W	RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
	Acres 640.00 640.00 640.00 640.00 640.00 640.00 110.00 160.00 320.00 5.00 15.00 135.00 190.00 640.00 640.00 640.00 640.00 640.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 10.00 20.00 10.00 40.00 160.00	Acres 640.00 640.00 640.00 640.00 640.00 640.00 640.00 110.00 150.00 135.00 190.00 640.00 640.00 640.00 640.00 640.00 640.00 640.00 640.00 640.00 160.00 320.00 90.00 155.00 10.00 25.00 80.00 160.00 40.00 20.00 10.00 80.00 40.00	Acres 640.00         Govt Lot 640.00         Otr Sec 640.00           640.00         640.00         640.00           640.00         640.00         NE           640.00         110.00         NE           160.00         SE         320.00         W2           5.00         S2SWNW         15.00         E2E2SE           135.00         SW         190.00         E2           310.00         W2         640.00         640.00           640.00         640.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE         320.00         W2         90.00         NE         155.00         NW         50.00         SW         45.00         NW         10.00         W2NENE         25.00         SENE         80.00         W2NENE         25.00         SENE         80.00         NWSE         10.00         NESE         80.00         NUSESE         80.00         N	Acres 640.00         Govt Lot 640.00         Qtr Sec 3         Sec 3           640.00         4         6         9         1 <td>Acres         Govt Lot         Otr Sec         Twp           640.00         4         9N           640.00         5         9N           640.00         6         9N           640.00         7         9N           640.00         8         9N           640.00         9         9N           110.00         NE         10         9N           160.00         SE         10         9N           320.00         W2         10         9N           5.00         S2SWNW         11         9N           15.00         S2SWNW         11         9N           15.00         S2SWNW         11         9N           135.00         SW         11         9N           190.00         E2E2SE         11         9N           190.00         W2         15         9N           640.00         W2         15         9N           640.00         NE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           30.00         W2SE         20         <td< td=""><td>Acres         Govt Lot         Qtr Sec         Even (a)         Twp (b)         Rge (b)           640.00         4         9N (b)         19W (b)           640.00         5         9N (b)         19W (b)           640.00         7         9N (b)         19W (b)           640.00         8         9N (b)         19W (b)           640.00         NE (b)         10         9N (b)         19W (b)           110.00         NE (b)         10         9N (b)         19W (b)           110.00         NE (b)         10         9N (b)         19W (b)           320.00         W2 (b)         10         9N (b)         19W (b)           320.00         W2 (b)         10         9N (b)         19W (b)           310.00         S2SWNW (b)         11         9N (b)         19W (b)           310.00         E2 (b)         15         9N (b)         19W (b)           310.00         W2 (b)         15         9N (b)         19W (b)           640.00         H2 (b)         16         9N (b)         19W (b)           640.00         NESE (b)         20         9N (b)         19W (b)           640.00         NESE (b)</td></td<></td>	Acres         Govt Lot         Otr Sec         Twp           640.00         4         9N           640.00         5         9N           640.00         6         9N           640.00         7         9N           640.00         8         9N           640.00         9         9N           110.00         NE         10         9N           160.00         SE         10         9N           320.00         W2         10         9N           5.00         S2SWNW         11         9N           15.00         S2SWNW         11         9N           15.00         S2SWNW         11         9N           135.00         SW         11         9N           190.00         E2E2SE         11         9N           190.00         W2         15         9N           640.00         W2         15         9N           640.00         NE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           30.00         W2SE         20 <td< td=""><td>Acres         Govt Lot         Qtr Sec         Even (a)         Twp (b)         Rge (b)           640.00         4         9N (b)         19W (b)           640.00         5         9N (b)         19W (b)           640.00         7         9N (b)         19W (b)           640.00         8         9N (b)         19W (b)           640.00         NE (b)         10         9N (b)         19W (b)           110.00         NE (b)         10         9N (b)         19W (b)           110.00         NE (b)         10         9N (b)         19W (b)           320.00         W2 (b)         10         9N (b)         19W (b)           320.00         W2 (b)         10         9N (b)         19W (b)           310.00         S2SWNW (b)         11         9N (b)         19W (b)           310.00         E2 (b)         15         9N (b)         19W (b)           310.00         W2 (b)         15         9N (b)         19W (b)           640.00         H2 (b)         16         9N (b)         19W (b)           640.00         NESE (b)         20         9N (b)         19W (b)           640.00         NESE (b)</td></td<>	Acres         Govt Lot         Qtr Sec         Even (a)         Twp (b)         Rge (b)           640.00         4         9N (b)         19W (b)           640.00         5         9N (b)         19W (b)           640.00         7         9N (b)         19W (b)           640.00         8         9N (b)         19W (b)           640.00         NE (b)         10         9N (b)         19W (b)           110.00         NE (b)         10         9N (b)         19W (b)           110.00         NE (b)         10         9N (b)         19W (b)           320.00         W2 (b)         10         9N (b)         19W (b)           320.00         W2 (b)         10         9N (b)         19W (b)           310.00         S2SWNW (b)         11         9N (b)         19W (b)           310.00         E2 (b)         15         9N (b)         19W (b)           310.00         W2 (b)         15         9N (b)         19W (b)           640.00         H2 (b)         16         9N (b)         19W (b)           640.00         NESE (b)         20         9N (b)         19W (b)           640.00         NESE (b)

Place of	Use:						
<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge	<b>County</b>
44	160.00		NW	13	9N	20W	RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
53	10.00		S2NESW	8	10N	19W	RAVALLI
54	40.00		SESW	8	10N	19W	RAVALLI
55	35.00		SWSW	8	10N	19W	RAVALLI
56	261.00		N2	18	10N	19W	RAVALLI
57	15.00		NESW	18	10N	19W	RAVALLI
58	40.00		NWSW	18	10N	19W	RAVALLI
59	320.00		S2	20	10N	19W	RAVALLI
60	40.00		S2SW	21	10N	19W	RAVALLI
61	25.00		S2NE	26	10N	19W	RAVALLI
62	210.00		S2	26	10N	19W	RAVALLI
63	115.00		S2S2	27	10N	19W	RAVALLI
64	15.00		W2NENE	28	10N	19W	RAVALLI
65	40.00		NWNE	28	10N	19W	RAVALLI
66	10.00		W2SENE	28	10N	19W	RAVALLI
67	35.00		SWNE	28	10N	19W	RAVALLI
68	155.00		NW	28	10N	19W	RAVALLI
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Total:	17,046.00						
	,						

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
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120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 119998-00 Page 5 of 5

DECEMBER 4, 2015 76H 119999-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 119999-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** APRIL 10, 1881

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.32 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO JULY 15

## \*Place of Use:

*Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
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42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

*Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<b>Sec</b>	<b>Twp</b>	Rge	<b>County</b>
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ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

Remarks:

**Total:** 17,046.00

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.

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120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
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120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 119999-00 Page 5 of 5

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE **SUBBASIN 76HA** ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF **AVAILABILITY."** 

Water Right Number: 76H 120000-00 STATEMENT OF CLAIM

> 1 -- ORIGINAL RIGHT Version:

> > Status: **ACTIVE**

BITTER ROOT IRRIGATION DISTRICT **Owners:** 

> 1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** MARCH 20, 1882

Type of Historical Right: DECREED **IRRIGATION** 

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 1.33 CFS

**Purpose(use):** 

THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE \*Volume:

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

7.891.00 **Maximum Acres:** 

**BURNT FORK CREEK** \*Source Name: SURFACE WATER **Source Type:** 

\*Point of Diversion and Means of Diversion:

ID **Govt Lot** Qtr Sec Sec Twp Rge County **NESENW** 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**HEADGATE Diversion Means:** 

**Ditch Name:** BITTERROOT IRRIGATION DISTRICT CANAL

**APRIL 1 TO JULY 15** Period of Use:

## \*Place of Use:

*Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
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<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
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ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

10N 20W RAVALLI

E2SENE 13

Remarks:

81

10.00

**Total:** 17,046.00

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.

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120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
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120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120000-00 Page 5 of 5

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120001-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: APRIL 5, 1882

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.59 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO JULY 15

## \*Place of Use:

*Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
8	110.00		NE	10	9N	19W	RAVALLI
9	160.00		SE	10	9N	19W	RAVALLI
10	320.00		W2	10	9N	19W	RAVALLI
11	5.00		S2SWNW	11	9N	19W	RAVALLI
12	15.00		E2E2SE	11	9N	19W	RAVALLI
13	135.00		SW	11	9N	19W	RAVALLI
14	190.00		E2	15	9N	19W	RAVALLI
15	310.00		W2	15	9N	19W	RAVALLI
16	640.00			16	9N	19W	RAVALLI
17	640.00			17	9N	19W	RAVALLI
18	640.00			18	9N	19W	RAVALLI
19	640.00			19	9N	19W	RAVALLI
20	160.00		NE	20	9N	19W	RAVALLI
21	40.00		NESE	20	9N	19W	RAVALLI
22	30.00		SESE	20	9N	19W	RAVALLI
23	80.00		W2SE	20	9N	19W	RAVALLI
24	320.00		W2	20	9N	19W	RAVALLI
25	90.00		NE	21	9N	19W	RAVALLI
26	155.00		NW	21	9N	19W	RAVALLI
27	50.00		SW	21	9N	19W	RAVALLI
28	45.00		NW	22	9N	19W	RAVALLI
29	10.00		W2NENE	29	9N	19W	RAVALLI
30	25.00		SENE	29	9N	19W	RAVALLI
31	80.00		W2NE	29	9N	19W	RAVALLI
32	160.00		NW	29	9N	19W	RAVALLI
33	40.00		NESE	29	9N	19W	RAVALLI
34	20.00		NWSE	29	9N	19W	RAVALLI
35	10.00		N2SESE	29	9N	19W	RAVALLI
36	80.00		N2NE	30	9N	19W	RAVALLI
37	40.00		SENE	30	9N	19W	RAVALLI
38	40.00		NENW	30	9N	19W	RAVALLI
39	160.00		E2E2	1	9N	20W	RAVALLI
40	30.00		SWNE	1	9N	20W	RAVALLI
41	20.00		N2NWSE	1	9N	20W	RAVALLI
42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 160.00	Govt Lot	<u>Qtr Sec</u> NW	<u>Sec</u> 13	<u>Twp</u> 9N	<u><b>Rge</b></u> 20W	County RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
53	10.00		S2NESW	8	10N	19W	RAVALLI
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56	261.00		N2	18	10N	19W	RAVALLI
57	15.00		NESW	18	10N	19W	RAVALLI
58	40.00		NWSW	18	10N	19W	RAVALLI
59	320.00		S2	20	10N	19W	RAVALLI
60	40.00		S2SW	21	10N	19W	RAVALLI
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62	210.00		S2	26	10N	19W	RAVALLI
63	115.00		S2S2	27	10N	19W	RAVALLI
64	15.00		W2NENE	28	10N	19W	RAVALLI
65	40.00		NWNE	28	10N	19W	RAVALLI
66	10.00		W2SENE	28	10N	19W	RAVALLI
67	35.00		SWNE	28	10N	19W	RAVALLI
68	155.00		NW	28	10N	19W	RAVALLI
69	145.00		SE	28	10N	19W	RAVALLI
70	160.00		SW	28	10N	19W	RAVALLI
71	640.00			29	10N	19W	RAVALLI
72	580.00			30	10N	19W	RAVALLI
73	320.00		E2	31	10N	19W	RAVALLI
74	40.00		SESW	31	10N	19W	RAVALLI
75	640.00			32	10N	19W	RAVALLI
76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI
78	640.00			35	10N	19W	RAVALLI
79	10.00		S2SESE	12	10N	20W	RAVALLI
80	5.00		SENENE	13	10N	20W	RAVALLI
81	10.00		E2SENE	13	10N	20W	RAVALLI

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

Remarks:

**Total:** 17,046.00

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120001-00 Page 5 of 5

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120002-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: SEPTEMBER 1, 1882

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 4.00 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO JULY 15

of Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
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640.00			16	9N	19W	RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
	640.00 640.00 640.00 640.00 640.00 640.00 110.00 110.00 160.00 320.00 15.00 190.00 640.00 640.00 640.00 640.00 640.00 640.00 160.00 40.00 155.00 10.00 25.00 80.00 10.00 25.00 80.00 10.00 20.00 10.00 20.00 10.00 10.00 20.00 160.00	Acres 640.00 640.00 640.00 640.00 640.00 640.00 640.00 640.00 110.00 130.00 15.00 135.00 190.00 640.00 640.00 640.00 640.00 640.00 640.00 640.00 640.00 160.00 30.00 30.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 20.00 110.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00	Acres 640.00         Govt Lot         Otr Sec           640.00         640.00         640.00           640.00         640.00         640.00           640.00         640.00         NE           160.00         SE         320.00         W2           5.00         S2SWNW         15.00         E2E2SE           135.00         SW         190.00         E2           310.00         W2         640.00         640.00           640.00         640.00         NE           40.00         NESE         30.00         SESE           80.00         W2SE         320.00         W2           90.00         NE         155.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NENE         20.00         NWSE           10.00         NESE         80.00         N2SESE           80.00         N2SESE         80.00         N2SESE           80.00         NESE         20.00         NWSE           10.00         SENE         40.00         SENE           40.00         SENE	Acres         Govt Lot         Qtr Sec         Sec           640.00         4         4           640.00         5         5           640.00         6         6           640.00         8         6           640.00         9         110.00         NE         10           160.00         SE         10         320.00         W2         10           5.00         S2SWNW         11         15.00         S2SWNW         11           15.00         S2SWNW         11         15.00         SW         11           190.00         E2         15         310.00         W2         15           640.00         E2         15         310.00         W2         15           640.00         NE         20         30.00         NESE         20           30.00         NESE         20         30.00         NESE         20           30.00         NESE         20         320.00         W2         20           30.00         NESE         20         320.00         NW         21           155.00         NW         21         30.00         SENE         29 <td>Acres 640.00         Govt Lot         Qtr Sec 3         Twp 9N           640.00         4         9N           640.00         5         9N           640.00         7         9N           640.00         8         9N           640.00         9         9N           110.00         NE         10         9N           160.00         SE         10         9N           320.00         W2         10         9N           5.00         S2SWNW         11         9N           15.00         E2E2SE         11         9N           15.00         E2E2SE         11         9N           15.00         SSW         11         9N           15.00         SW         11         9N           15.00         W2         15         9N           310.00         W2         15         9N           640.00         16         9N           640.00         NE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE</td> <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         4         9N         19W           640.00         5         9N         19W           640.00         6         9N         19W           640.00         7         9N         19W           640.00         8         9N         19W           640.00         NE         10         9N         19W           110.00         NE         10         9N         19W           160.00         SE         10         9N         19W           320.00         W2         10         9N         19W           15.00         S2SWNW         11         9N         19W           135.00         S2SWNW         11         9N         19W           190.00         E2         15         9N         19W           310.00         E2         15         9N         19W           640.00         16         9N         19W           640.00         NESE         20         9N         19W           40.00         NESE         20         9N         19W           80.00</td>	Acres 640.00         Govt Lot         Qtr Sec 3         Twp 9N           640.00         4         9N           640.00         5         9N           640.00         7         9N           640.00         8         9N           640.00         9         9N           110.00         NE         10         9N           160.00         SE         10         9N           320.00         W2         10         9N           5.00         S2SWNW         11         9N           15.00         E2E2SE         11         9N           15.00         E2E2SE         11         9N           15.00         SSW         11         9N           15.00         SW         11         9N           15.00         W2         15         9N           310.00         W2         15         9N           640.00         16         9N           640.00         NE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         4         9N         19W           640.00         5         9N         19W           640.00         6         9N         19W           640.00         7         9N         19W           640.00         8         9N         19W           640.00         NE         10         9N         19W           110.00         NE         10         9N         19W           160.00         SE         10         9N         19W           320.00         W2         10         9N         19W           15.00         S2SWNW         11         9N         19W           135.00         S2SWNW         11         9N         19W           190.00         E2         15         9N         19W           310.00         E2         15         9N         19W           640.00         16         9N         19W           640.00         NESE         20         9N         19W           40.00         NESE         20         9N         19W           80.00

*Place of	Use:						
$\overline{\mathbf{D}}$	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
44	160.00		NW	13	9N	20W	RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
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49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
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54	40.00		SESW	8	10N	19W	RAVALLI
55	35.00		SWSW	8	10N	19W	RAVALLI
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58	40.00		NWSW	18	10N	19W	RAVALLI
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67	35.00		SWNE	28	10N	19W	RAVALLI
68	155.00		NW	28	10N	19W	RAVALLI
69	145.00		SE	28	10N	19W	RAVALLI
70	160.00		SW	28	10N	19W	RAVALLI
71	640.00			29	10N	19W	RAVALLI
72	580.00			30	10N	19W	RAVALLI
73	320.00		E2	31	10N	19W	RAVALLI
74	40.00		SESW	31	10N	19W	RAVALLI
75	640.00			32	10N	19W	RAVALLI
76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI
78	640.00			35	10N	19W	RAVALLI
79	10.00		S2SESE	12	10N	20W	RAVALLI
80	5.00		SENENE	13	10N	20W	RAVALLI
81	10.00		E2SENE	13	10N	20W	RAVALLI

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

Remarks:

**Total:** 17,046.00

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 120002-00 Page 5 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120003-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: MAY 20, 1883

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

**Flow Rate:** 161.57 GPM

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

"Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
8	110.00		NE	10	9N	19W	RAVALLI
9	160.00		SE	10	9N	19W	RAVALLI
10	320.00		W2	10	9N	19W	RAVALLI
11	5.00		S2SWNW	11	9N	19W	RAVALLI
12	15.00		E2E2SE	11	9N	19W	RAVALLI
13	135.00		SW	11	9N	19W	RAVALLI
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15	310.00		W2	15	9N	19W	RAVALLI
16	640.00			16	9N	19W	RAVALLI
17	640.00			17	9N	19W	RAVALLI
18	640.00			18	9N	19W	RAVALLI
19	640.00			19	9N	19W	RAVALLI
20	160.00		NE	20	9N	19W	RAVALLI
21	40.00		NESE	20	9N	19W	RAVALLI
22	30.00		SESE	20	9N	19W	RAVALLI
23	80.00		W2SE	20	9N	19W	RAVALLI
24	320.00		W2	20	9N	19W	RAVALLI
25	90.00		NE	21	9N	19W	RAVALLI
26	155.00		NW	21	9N	19W	RAVALLI
27	50.00		SW	21	9N	19W	RAVALLI
28	45.00		NW	22	9N	19W	RAVALLI
29	10.00		W2NENE	29	9N	19W	RAVALLI
30	25.00		SENE	29	9N	19W	RAVALLI
31	80.00		W2NE	29	9N	19W	RAVALLI
32	160.00		NW	29	9N	19W	RAVALLI
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34	20.00		NWSE	29	9N	19W	RAVALLI
35	10.00		N2SESE	29	9N	19W	RAVALLI
36	80.00		N2NE	30	9N	19W	RAVALLI
37	40.00		SENE	30	9N	19W	RAVALLI
38	40.00		NENW	30	9N	19W	RAVALLI
39	160.00		E2E2	1	9N	20W	RAVALLI
40	30.00		SWNE	1	9N	20W	RAVALLI
41	20.00		N2NWSE	1	9N	20W	RAVALLI
42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

<u>ID</u> 44	<u>Acres</u> 160.00	Govt Lot	<u>Qtr Sec</u> NW	<u>Sec</u> 13	<u>Twp</u> 9N	<u><b>Rge</b></u> 20W	County RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
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51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
53	10.00		S2NESW	8	10N	19W	RAVALLI
54	40.00		SESW	8	10N	19W	RAVALLI
55	35.00		SWSW	8	10N	19W	RAVALLI
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57	15.00		NESW	18	10N	19W	RAVALLI
58	40.00		NWSW	18	10N	19W	RAVALLI
59	320.00		S2	20	10N	19W	RAVALLI
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76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI
78	640.00			35	10N	19W	RAVALLI
79	10.00		S2SESE	12	10N	20W	RAVALLI
80	5.00		SENENE	13	10N	20W	RAVALLI
81	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	17,046.00						

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

Remarks:

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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DECEMBER 4, 2015 76H 120003-00 Page 5 of 5

DECEMBER 4, 2015 76H 120004-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120004-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JULY 1, 1883

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 3.48 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

*Place of Use:							
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
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19	640.00			19	9N	19W	RAVALLI
20	160.00		NE	20	9N	19W	RAVALLI
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22	30.00		SESE	20	9N	19W	RAVALLI
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42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

*Place of	Use:						
$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
44	160.00		NW	13	9N	20W	RAVALLI
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81	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	17,046.00						

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

Remarks:

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

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DECEMBER 4, 2015 76H 120004-00 Page 5 of 5

DECEMBER 4, 2015 76H 120005-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120005-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: AUGUST 20, 1883

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 6.88 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

"Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
8	110.00		NE	10	9N	19W	RAVALLI
9	160.00		SE	10	9N	19W	RAVALLI
10	320.00		W2	10	9N	19W	RAVALLI
11	5.00		S2SWNW	11	9N	19W	RAVALLI
12	15.00		E2E2SE	11	9N	19W	RAVALLI
13	135.00		SW	11	9N	19W	RAVALLI
14	190.00		E2	15	9N	19W	RAVALLI
15	310.00		W2	15	9N	19W	RAVALLI
16	640.00			16	9N	19W	RAVALLI
17	640.00			17	9N	19W	RAVALLI
18	640.00			18	9N	19W	RAVALLI
19	640.00			19	9N	19W	RAVALLI
20	160.00		NE	20	9N	19W	RAVALLI
21	40.00		NESE	20	9N	19W	RAVALLI
22	30.00		SESE	20	9N	19W	RAVALLI
23	80.00		W2SE	20	9N	19W	RAVALLI
24	320.00		W2	20	9N	19W	RAVALLI
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27	50.00		SW	21	9N	19W	RAVALLI
28	45.00		NW	22	9N	19W	RAVALLI
29	10.00		W2NENE	29	9N	19W	RAVALLI
30	25.00		SENE	29	9N	19W	RAVALLI
31	80.00		W2NE	29	9N	19W	RAVALLI
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35	10.00		N2SESE	29	9N	19W	RAVALLI
36	80.00		N2NE	30	9N	19W	RAVALLI
37	40.00		SENE	30	9N	19W	RAVALLI
38	40.00		NENW	30	9N	19W	RAVALLI
39	160.00		E2E2	1	9N	20W	RAVALLI
40	30.00		SWNE	1	9N	20W	RAVALLI
41	20.00		N2NWSE	1	9N	20W	RAVALLI
42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

*Place of	f Use:						
<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	<b>County</b>
44	160.00		NW	13	9N	20W	RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
53	10.00		S2NESW	8	10N	19W	RAVALLI
54	40.00		SESW	8	10N	19W	RAVALLI
55	35.00		SWSW	8	10N	19W	RAVALLI
56	261.00		N2	18	10N	19W	RAVALLI
57	15.00		NESW	18	10N	19W	RAVALLI
58	40.00		NWSW	18	10N	19W	RAVALLI
59	320.00		S2	20	10N	19W	RAVALLI
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61	25.00		S2NE	26	10N	19W	RAVALLI
62	210.00		S2	26	10N	19W	RAVALLI
63	115.00		S2S2	27	10N	19W	RAVALLI
64	15.00		W2NENE	28	10N	19W	RAVALLI
65	40.00		NWNE	28	10N	19W	RAVALLI
66	10.00		W2SENE	28	10N	19W	RAVALLI
67	35.00		SWNE	28	10N	19W	RAVALLI
68	155.00		NW	28	10N	19W	RAVALLI
69	145.00		SE	28	10N	19W	RAVALLI
70	160.00		SW	28	10N	19W	RAVALLI
71	640.00			29	10N	19W	RAVALLI
72	580.00			30	10N	19W	RAVALLI
73	320.00		E2	31	10N	19W	RAVALLI
74	40.00		SESW	31	10N	19W	RAVALLI
75	640.00			32	10N	19W	RAVALLI
76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI
78	640.00			35	10N	19W	RAVALLI
79	10.00		S2SESE	12	10N	20W	RAVALLI

**SENENE** 

E2SENE

13

13

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

10N

10N

20W RAVALLI

20W RAVALLI

Remarks:

80

81

**Total:** 

5.00

10.00

17,046.00

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 120005-00 Page 5 of 5

DECEMBER 4, 2015 76H 120006-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120006-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: OCTOBER 1, 1883

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 4.00 CFS

\*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:** 7,891.00

Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

*Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
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42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

Place of		Cont I of	Otra Soo	Can	Т	D	C
<u>ID</u> 44	<u>Acres</u> 160.00	Govt Lot	<u>Qtr Sec</u> NW	<u>Sec</u> 13	<u>Twp</u> 9N	<u><b>Rge</b></u> 20W	County RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
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53	10.00		S2NESW	8	10N	19W	RAVALLI
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77	640.00			34	10N	19W	RAVALLI
78	640.00			35	10N	19W	RAVALLI
79	10.00		S2SESE	12	10N	20W	RAVALLI
80	5.00		SENENE	13	10N	20W	RAVALLI
81	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	17,046.00						

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

Remarks:

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 120006-00 Page 5 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

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OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120007-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 1, 1884

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 143.62 GPM

\*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:** 17,260.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

*Place	of	Use:
--------	----	------

of Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
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160.00		SE	10	9N	19W	RAVALLI
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640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
	640.00 640.00 640.00 640.00 640.00 640.00 110.00 110.00 160.00 320.00 15.00 190.00 640.00 640.00 640.00 640.00 640.00 640.00 160.00 40.00 155.00 10.00 25.00 80.00 10.00 25.00 80.00 10.00 20.00 10.00 20.00 10.00 10.00 20.00 160.00	Acres 640.00 640.00 640.00 640.00 640.00 640.00 640.00 640.00 110.00 130.00 15.00 135.00 190.00 640.00 640.00 640.00 640.00 640.00 640.00 640.00 640.00 160.00 30.00 30.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 20.00 110.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00	Acres 640.00         Govt Lot         Otr Sec           640.00         640.00         640.00           640.00         640.00         640.00           640.00         640.00         NE           160.00         SE         320.00         W2           5.00         S2SWNW         15.00         E2E2SE           135.00         SW         190.00         E2           310.00         W2         640.00         640.00           640.00         640.00         NE           40.00         NESE         30.00         SESE           80.00         W2SE         320.00         W2           90.00         NE         155.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NENE         20.00         NWSE           10.00         NESE         80.00         N2SESE           80.00         N2SESE         80.00         N2SESE           80.00         NESE         20.00         NWSE           10.00         SENE         40.00         SENE           40.00         SENE	Acres         Govt Lot         Qtr Sec         Sec           640.00         4         4           640.00         5         5           640.00         6         6           640.00         8         6           640.00         9         110.00         NE         10           160.00         SE         10         320.00         W2         10           5.00         S2SWNW         11         15.00         S2SWNW         11           15.00         S2SWNW         11         15.00         SW         11           190.00         E2         15         310.00         W2         15           640.00         E2         15         310.00         W2         15           640.00         NE         20         30.00         NESE         20           30.00         NESE         20         30.00         NESE         20           30.00         NESE         20         320.00         W2         20           30.00         NESE         20         320.00         NW         21           155.00         NW         21         30.00         SENE         29 <td>Acres 640.00         Govt Lot         Qtr Sec 3         Twp 9N           640.00         4         9N           640.00         5         9N           640.00         7         9N           640.00         8         9N           640.00         9         9N           110.00         NE         10         9N           160.00         SE         10         9N           320.00         W2         10         9N           5.00         S2SWNW         11         9N           15.00         E2E2SE         11         9N           15.00         E2E2SE         11         9N           15.00         SSW         11         9N           15.00         SW         11         9N           15.00         W2         15         9N           310.00         W2         15         9N           640.00         16         9N           640.00         NE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE</td> <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         4         9N         19W           640.00         5         9N         19W           640.00         6         9N         19W           640.00         7         9N         19W           640.00         8         9N         19W           640.00         NE         10         9N         19W           110.00         NE         10         9N         19W           160.00         SE         10         9N         19W           320.00         W2         10         9N         19W           15.00         S2SWNW         11         9N         19W           135.00         S2SWNW         11         9N         19W           190.00         E2         15         9N         19W           310.00         E2         15         9N         19W           640.00         16         9N         19W           640.00         NESE         20         9N         19W           40.00         NESE         20         9N         19W           80.00</td>	Acres 640.00         Govt Lot         Qtr Sec 3         Twp 9N           640.00         4         9N           640.00         5         9N           640.00         7         9N           640.00         8         9N           640.00         9         9N           110.00         NE         10         9N           160.00         SE         10         9N           320.00         W2         10         9N           5.00         S2SWNW         11         9N           15.00         E2E2SE         11         9N           15.00         E2E2SE         11         9N           15.00         SSW         11         9N           15.00         SW         11         9N           15.00         W2         15         9N           310.00         W2         15         9N           640.00         16         9N           640.00         NE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         4         9N         19W           640.00         5         9N         19W           640.00         6         9N         19W           640.00         7         9N         19W           640.00         8         9N         19W           640.00         NE         10         9N         19W           110.00         NE         10         9N         19W           160.00         SE         10         9N         19W           320.00         W2         10         9N         19W           15.00         S2SWNW         11         9N         19W           135.00         S2SWNW         11         9N         19W           190.00         E2         15         9N         19W           310.00         E2         15         9N         19W           640.00         16         9N         19W           640.00         NESE         20         9N         19W           40.00         NESE         20         9N         19W           80.00

*Place	of Use:						
<u>ID</u> 44	<u>Acres</u> 160.00	Govt Lot	<u>Qtr Sec</u> NW	<u>Sec</u> 13	<u>Twp</u> 9N	<u><b>Rge</b></u> 20W	County RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
53	10.00		S2NESW	8	10N	19W	RAVALLI
54	40.00		SESW	8	10N	19W	RAVALLI
55	35.00		SWSW	8	10N	19W	RAVALLI
56	261.00		N2	18	10N	19W	RAVALLI
57	15.00		NESW	18	10N	19W	RAVALLI
58	40.00		NWSW	18	10N	19W	RAVALLI
59	320.00		S2	20	10N	19W	RAVALLI
60	40.00		S2SW	21	10N	19W	RAVALLI
61	25.00		S2NE	26	10N	19W	RAVALLI
62	210.00		S2	26	10N	19W	RAVALLI
63	115.00		S2S2	27	10N	19W	RAVALLI
64	15.00		W2NENE	28	10N	19W	RAVALLI
65	40.00		NWNE	28	10N	19W	RAVALLI
66	10.00		W2SENE	28	10N	19W	RAVALLI
67	35.00		SWNE	28	10N	19W	RAVALLI
68	155.00		NW	28	10N	19W	RAVALLI
69	145.00		SE	28	10N	19W	RAVALLI
70	160.00		SW	28	10N	19W	RAVALLI
71	640.00			29	10N	19W	RAVALLI
72	580.00			30	10N	19W	RAVALLI
73	320.00		E2	31	10N	19W	RAVALLI
74	40.00		SESW	31	10N	19W	RAVALLI
75	640.00			32	10N	19W	RAVALLI
76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

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19W RAVALLI

20W RAVALLI

20W RAVALLI

20W RAVALLI

Remarks:

78

79

80

81

**Total:** 

640.00

10.00

5.00

10.00

17,046.00

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 120007-00 Page 5 of 5

DECEMBER 4, 2015 76H 120008-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120008-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: APRIL 20, 1885

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.25 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

*Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
8	110.00		NE	10	9N	19W	RAVALLI
9	160.00		SE	10	9N	19W	RAVALLI
10	320.00		W2	10	9N	19W	RAVALLI
11	5.00		S2SWNW	11	9N	19W	RAVALLI
12	15.00		E2E2SE	11	9N	19W	RAVALLI
13	135.00		SW	11	9N	19W	RAVALLI
14	190.00		E2	15	9N	19W	RAVALLI
15	310.00		W2	15	9N	19W	RAVALLI
16	640.00			16	9N	19W	RAVALLI
17	640.00			17	9N	19W	RAVALLI
18	640.00			18	9N	19W	RAVALLI
19	640.00			19	9N	19W	RAVALLI
20	160.00		NE	20	9N	19W	RAVALLI
21	40.00		NESE	20	9N	19W	RAVALLI
22	30.00		SESE	20	9N	19W	RAVALLI
23	80.00		W2SE	20	9N	19W	RAVALLI
24	320.00		W2	20	9N	19W	RAVALLI
25	90.00		NE	21	9N	19W	RAVALLI
26	155.00		NW	21	9N	19W	RAVALLI
27	50.00		SW	21	9N	19W	RAVALLI
28	45.00		NW	22	9N	19W	RAVALLI
29	10.00		W2NENE	29	9N	19W	RAVALLI
30	25.00		SENE	29	9N	19W	RAVALLI
31	80.00		W2NE	29	9N	19W	RAVALLI
32	160.00		NW	29	9N	19W	RAVALLI
33	40.00		NESE	29	9N	19W	RAVALLI
34	20.00		NWSE	29	9N	19W	RAVALLI
35	10.00		N2SESE	29	9N	19W	RAVALLI
36	80.00		N2NE	30	9N	19W	RAVALLI
37	40.00		SENE	30	9N	19W	RAVALLI
38	40.00		NENW	30	9N	19W	RAVALLI
39	160.00		E2E2	1	9N	20W	RAVALLI
40	30.00		SWNE	1	9N	20W	RAVALLI
41	20.00		N2NWSE	1	9N	20W	RAVALLI
42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

*Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
44	160.00		NW	13	9N	20W	RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
53	10.00		S2NESW	8	10N	19W	RAVALLI
54	40.00		SESW	8	10N	19W	RAVALLI
55	35.00		SWSW	8	10N	19W	RAVALLI
56	261.00		N2	18	10N	19W	RAVALLI
57	15.00		NESW	18	10N	19W	RAVALLI
58	40.00		NWSW	18	10N	19W	RAVALLI
59	320.00		S2	20	10N	19W	RAVALLI
60	40.00		S2SW	21	10N	19W	RAVALLI
61	25.00		S2NE	26	10N	19W	RAVALLI
62	210.00		S2	26	10N	19W	RAVALLI
63	115.00		S2S2	27	10N	19W	RAVALLI
64	15.00		W2NENE	28	10N	19W	RAVALLI
65	40.00		NWNE	28	10N	19W	RAVALLI
66	10.00		W2SENE	28	10N	19W	RAVALLI
67	35.00		SWNE	28	10N	19W	RAVALLI
68	155.00		NW	28	10N	19W	RAVALLI
69	145.00		SE	28	10N	19W	RAVALLI
70	160.00		SW	28	10N	19W	RAVALLI
71	640.00			29	10N	19W	RAVALLI
72	580.00			30	10N	19W	RAVALLI
73	320.00		E2	31	10N	19W	RAVALLI
74	40.00		SESW	31	10N	19W	RAVALLI
75	640.00			32	10N	19W	RAVALLI
76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI
78	640.00			35	10N	19W	RAVALLI
79	10.00		S2SESE	12	10N	20W	RAVALLI
			051515		4011	00147	D 43 / 44 1 1 1

SENENE

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ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

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20W RAVALLI

20W RAVALLI

Remarks:

80

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**Total:** 

5.00

10.00

17,046.00

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 120008-00 Page 5 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120009-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** MAY 1, 1887

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.40 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

*Place of Use:							
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
8	110.00		NE	10	9N	19W	RAVALLI
9	160.00		SE	10	9N	19W	RAVALLI
10	320.00		W2	10	9N	19W	RAVALLI
11	5.00		S2SWNW	11	9N	19W	RAVALLI
12	15.00		E2E2SE	11	9N	19W	RAVALLI
13	135.00		SW	11	9N	19W	RAVALLI
14	190.00		E2	15	9N	19W	RAVALLI
15	310.00		W2	15	9N	19W	RAVALLI
16	640.00			16	9N	19W	RAVALLI
17	640.00			17	9N	19W	RAVALLI
18	640.00			18	9N	19W	RAVALLI
19	640.00			19	9N	19W	RAVALLI
20	160.00		NE	20	9N	19W	RAVALLI
21	40.00		NESE	20	9N	19W	RAVALLI
22	30.00		SESE	20	9N	19W	RAVALLI
23	80.00		W2SE	20	9N	19W	RAVALLI
24	320.00		W2	20	9N	19W	RAVALLI
25	90.00		NE	21	9N	19W	RAVALLI
26	155.00		NW	21	9N	19W	RAVALLI
27	50.00		SW	21	9N	19W	RAVALLI
28	45.00		NW	22	9N	19W	RAVALLI
29	10.00		W2NENE	29	9N	19W	RAVALLI
30	25.00		SENE	29	9N	19W	RAVALLI
31	80.00		W2NE	29	9N	19W	RAVALLI
32	160.00		NW	29	9N	19W	RAVALLI
33	40.00		NESE	29	9N	19W	RAVALLI
34	20.00		NWSE	29	9N	19W	RAVALLI
35	10.00		N2SESE	29	9N	19W	RAVALLI
36	80.00		N2NE	30	9N	19W	RAVALLI
37	40.00		SENE	30	9N	19W	RAVALLI
38	40.00		NENW	30	9N	19W	RAVALLI
39	160.00		E2E2	1	9N	20W	RAVALLI
40	30.00		SWNE	1	9N	20W	RAVALLI
41	20.00		N2NWSE	1	9N	20W	RAVALLI
42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

*Place of	Use:						
$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	<b>County</b>
44	160.00		NW	13	9N	20W	RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
53	10.00		S2NESW	8	10N	19W	RAVALLI
54	40.00		SESW	8	10N	19W	RAVALLI
55	35.00		SWSW	8	10N	19W	RAVALLI
56	261.00		N2	18	10N	19W	RAVALLI
57	15.00		NESW	18	10N	19W	RAVALLI
58	40.00		NWSW	18	10N	19W	RAVALLI
59	320.00		S2	20	10N	19W	RAVALLI
60	40.00		S2SW	21	10N	19W	RAVALLI
61	25.00		S2NE	26	10N	19W	RAVALLI
62	210.00		S2	26	10N	19W	RAVALLI
63	115.00		S2S2	27	10N	19W	RAVALLI
64	15.00		W2NENE	28	10N	19W	RAVALLI
65	40.00		NWNE	28	10N	19W	RAVALLI
66	10.00		W2SENE	28	10N	19W	RAVALLI
67	35.00		SWNE	28	10N	19W	RAVALLI
68	155.00		NW	28	10N	19W	RAVALLI
69	145.00		SE	28	10N	19W	RAVALLI
70	160.00		SW	28	10N	19W	RAVALLI
71	640.00			29	10N	19W	RAVALLI
72	580.00			30	10N	19W	RAVALLI
73	320.00		E2	31	10N	19W	RAVALLI
74	40.00		SESW	31	10N	19W	RAVALLI
75	640.00			32	10N	19W	RAVALLI
76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI
78	640.00			35	10N	19W	RAVALLI
79	10.00		S2SESE	12	10N	20W	RAVALLI
80	5.00		SENENE	13	10N	20W	RAVALLI
81	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	17,046.00						

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 120009-00 Page 5 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120010-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 1, 1887

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.13 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO JULY 15

*Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
8	110.00		NE	10	9N	19W	RAVALLI
9	160.00		SE	10	9N	19W	RAVALLI
10	320.00		W2	10	9N	19W	RAVALLI
11	5.00		S2SWNW	11	9N	19W	RAVALLI
12	15.00		E2E2SE	11	9N	19W	RAVALLI
13	135.00		SW	11	9N	19W	RAVALLI
14	190.00		E2	15	9N	19W	RAVALLI
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16	640.00			16	9N	19W	RAVALLI
17	640.00			17	9N	19W	RAVALLI
18	640.00			18	9N	19W	RAVALLI
19	640.00			19	9N	19W	RAVALLI
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42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

*Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	<b>County</b>
44	160.00		NW	13	9N	20W	RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
53	10.00		S2NESW	8	10N	19W	RAVALLI
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63	115.00		S2S2	27	10N	19W	RAVALLI
64	15.00		W2NENE	28	10N	19W	RAVALLI
65	40.00		NWNE	28	10N	19W	RAVALLI
66	10.00		W2SENE	28	10N	19W	RAVALLI
67	35.00		SWNE	28	10N	19W	RAVALLI
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73	320.00		E2	31	10N	19W	RAVALLI
74	40.00		SESW	31	10N	19W	RAVALLI
75	640.00			32	10N	19W	RAVALLI
76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI
78	640.00			35	10N	19W	RAVALLI
79	10.00		S2SESE	12	10N	20W	RAVALLI
80	5.00		SENENE	13	10N	20W	RAVALLI
0.4	40.00		FOOTNE	40	4001	00147	D 43 / 41 1 1

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

E2SENE 13 10N 20W RAVALLI

Remarks:

81

10.00

**Total:** 17,046.00

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 120010-00 Page 5 of 5

DECEMBER 4, 2015 76H 120011-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120011-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** APRIL 1, 1890

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

**Flow Rate:** 432.76 GPM

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 SENWNW 11 8N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

2 - SECONDARY NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

NORTH BURNT FORK CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM BURNT FORK CREEK TO THE SECONDARY POINT(S) OF DIVERSION, DIVERSION NO(S). 2.

Period of Use: APRIL 1 TO JULY 15

<u>ID</u>	<u>Acres</u> 640.00	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	<u>County</u> RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
8	110.00		NE	10	9N	19W	RAVALLI
9	160.00		SE	10	9N	19W	RAVALLI
10	320.00		W2	10	9N	19W	RAVALLI
11	5.00		S2SWNW	11	9N	19W	RAVALLI
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28	45.00		NW	22	9N	19W	RAVALLI
29	10.00		W2NENE	29	9N	19W	RAVALLI
30	25.00		SENE	29	9N	19W	RAVALLI
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32	160.00		NW	29	9N	19W	RAVALLI
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36	80.00		N2NE	30	9N	19W	RAVALLI
37	40.00		SENE	30	9N	19W	RAVALLI
38	40.00		NENW	30	9N	19W	RAVALLI
39	160.00		E2E2	1	9N	20W	RAVALLI

*Place of	Use:						
<u>ID</u> 40	<u>Acres</u> 30.00	Govt Lot	<u>Qtr Sec</u> SWNE	<u>Sec</u> 1	<u>Twp</u> 9N	<u><b>Rge</b></u> 20W	County RAVALLI
41	20.00		N2NWSE	1	9N	20W	RAVALLI
42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI
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55	35.00		SWSW	8	10N	19W	RAVALLI
56	261.00		N2	18	10N	19W	RAVALLI
57	15.00		NESW	18	10N	19W	RAVALLI
58	40.00		NWSW	18	10N	19W	RAVALLI
59	320.00		S2	20	10N	19W	RAVALLI
60	40.00		S2SW	21	10N	19W	RAVALLI
61	25.00		S2NE	26	10N	19W	RAVALLI
62	210.00		S2	26	10N	19W	RAVALLI
63	115.00		S2S2	27	10N	19W	RAVALLI
64	15.00		W2NENE	28	10N	19W	RAVALLI
65	40.00		NWNE	28	10N	19W	RAVALLI
66	10.00		W2SENE	28	10N	19W	RAVALLI
67	35.00		SWNE	28	10N	19W	RAVALLI
68	155.00		NW	28	10N	19W	RAVALLI
69	145.00		SE	28	10N	19W	RAVALLI
70	160.00		SW	28	10N	19W	RAVALLI
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72	580.00			30	10N	19W	RAVALLI
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76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI
78	640.00			35	10N	19W	RAVALLI
79	10.00		S2SESE	12	10N	20W	RAVALLI
80	5.00		SENENE	13	10N	20W	RAVALLI
81	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	17,046.00						

ID Acres Govt Lot Qtr Sec Sec Twp Rge County

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

### 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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 120011-00 Page 5 of 5

DECEMBER 4, 2015 76H 120012-00 Page 1 of 1

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120012-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate: Volume:

Source Name: BURNT FORK CREEK

Point of Diversion and Means of Diversion:

Period of Use: Place of Use:

#### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 12/26/2014.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

DECEMBER 4, 2015 76H 120013-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120013-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 1, 1892

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.66 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO JULY 15

*Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
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19	640.00			19	9N	19W	RAVALLI
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38	40.00		NENW	30	9N	19W	RAVALLI
39	160.00		E2E2	1	9N	20W	RAVALLI
40	30.00		SWNE	1	9N	20W	RAVALLI
41	20.00		N2NWSE	1	9N	20W	RAVALLI
42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

*Place of	Use:						
<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<b>Sec</b>	Twp	Rge	<b>County</b>
44	160.00		NW	13	9N	20W	RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
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80	5.00		SENENE	13	10N	20W	RAVALLI
81	10.00		E2SENE	13	10N	20W	RAVALLI
-			· - <del>-</del>	. •			

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17246.00 ACRES DESCRIBED UNDER THIS RIGHT.

Remarks:

**Total:** 17,046.00

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 120013-00 Page 5 of 5

DECEMBER 4, 2015 76H 120014-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120014-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 24, 1896

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 5.55 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO JULY 15

*Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
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42	160.00		E2E2	12	9N	20W	RAVALLI
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*Place of	Use:						
<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
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78	640.00			35	10N	19W	RAVALLI
79	10.00		S2SESE	12	10N	20W	RAVALLI
80	5.00		SENENE	13	10N	20W	RAVALLI
81	10.00		E2SENE	13	10N	20W	RAVALLI

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

Remarks:

**Total:** 17,046.00

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 120014-00 Page 5 of 5

DECEMBER 4, 2015 76H 120015-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120015-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JULY 12, 1896

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 3.25 CFS

\*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:** 7,891.00

Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO JULY 15

*Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
8	110.00		NE	10	9N	19W	RAVALLI
9	160.00		SE	10	9N	19W	RAVALLI
10	320.00		W2	10	9N	19W	RAVALLI
11	5.00		S2SWNW	11	9N	19W	RAVALLI
12	15.00		E2E2SE	11	9N	19W	RAVALLI
13	135.00		SW	11	9N	19W	RAVALLI
14	190.00		E2	15	9N	19W	RAVALLI
15	310.00		W2	15	9N	19W	RAVALLI
16	640.00			16	9N	19W	RAVALLI
17	640.00			17	9N	19W	RAVALLI
18	640.00			18	9N	19W	RAVALLI
19	640.00			19	9N	19W	RAVALLI
20	160.00		NE	20	9N	19W	RAVALLI
21	40.00		NESE	20	9N	19W	RAVALLI
22	30.00		SESE	20	9N	19W	RAVALLI
23	80.00		W2SE	20	9N	19W	RAVALLI
24	320.00		W2	20	9N	19W	RAVALLI
25	90.00		NE	21	9N	19W	RAVALLI
26	155.00		NW	21	9N	19W	RAVALLI
27	50.00		SW	21	9N	19W	RAVALLI
28	45.00		NW	22	9N	19W	RAVALLI
29	10.00		W2NENE	29	9N	19W	RAVALLI
30	25.00		SENE	29	9N	19W	RAVALLI
31	80.00		W2NE	29	9N	19W	RAVALLI
32	160.00		NW	29	9N	19W	RAVALLI
33	40.00		NESE	29	9N	19W	RAVALLI
34	20.00		NWSE	29	9N	19W	RAVALLI
35	10.00		N2SESE	29	9N	19W	RAVALLI
36	80.00		N2NE	30	9N	19W	RAVALLI
37	40.00		SENE	30	9N	19W	RAVALLI
38	40.00		NENW	30	9N	19W	RAVALLI
39	160.00		E2E2	1	9N	20W	RAVALLI
40	30.00		SWNE	1	9N	20W	RAVALLI
41	20.00		N2NWSE	1	9N	20W	RAVALLI
42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

*Place of	Use:						
<u>ID</u>	Acres	<b>Govt Lot</b>	Qtr Sec	Sec	Twp	Rge	County
44	160.00		NW	13	9N	20W	RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
53	10.00		S2NESW	8	10N	19W	RAVALLI
54	40.00		SESW	8	10N	19W	RAVALLI
55	35.00		SWSW	8	10N	19W	RAVALLI
56	261.00		N2	18	10N	19W	RAVALLI
57	15.00		NESW	18	10N	19W	RAVALLI
58	40.00		NWSW	18	10N	19W	RAVALLI
59	320.00		S2	20	10N	19W	RAVALLI
60	40.00		S2SW	21	10N	19W	RAVALLI
61	25.00		S2NE	26	10N	19W	RAVALLI
62	210.00		S2	26	10N	19W	RAVALLI
63	115.00		S2S2	27	10N	19W	RAVALLI
64	15.00		W2NENE	28	10N	19W	RAVALLI
65	40.00		NWNE	28	10N	19W	RAVALLI
66	10.00		W2SENE	28	10N	19W	RAVALLI
67	35.00		SWNE	28	10N	19W	RAVALLI
68	155.00		NW	28	10N	19W	RAVALLI
69	145.00		SE	28	10N	19W	RAVALLI
70	160.00		SW	28	10N	19W	RAVALLI
71	640.00			29	10N	19W	RAVALLI
72	580.00			30	10N	19W	RAVALLI
73	320.00		E2	31	10N	19W	RAVALLI
74	40.00		SESW	31	10N	19W	RAVALLI
75	640.00			32	10N	19W	RAVALLI
76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI
78	640.00			35	10N	19W	RAVALLI
70	40.00		000505	40	4001	00147	D 43 / 41 1 1

S2SESE

**SENENE** 

E2SENE

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ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

10N

10N

10N

20W RAVALLI

20W RAVALLI 20W RAVALLI

Remarks:

79

80

81

**Total:** 

10.00

5.00

10.00

17,046.00

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 120015-00 Page 5 of 5

DECEMBER 4, 2015 76H 120016-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120016-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JULY 10, 1899

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 11.68 CFS

\*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:** 7,891.00

Source Name: BURNT FORK 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 - SECONDARY NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

NORTH BURNT FORK CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM BURNT FORK CREEK TO THE SECONDARY POINT(S) OF

DIVERSION, DIVERSION NO(S). 2.

Period of Use: APRIL 1 TO JULY 15

of Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
640.00			16	9N	19W	RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
	Acres 640.00 640.00 640.00 640.00 640.00 110.00 160.00 320.00 5.00 15.00 135.00 190.00 640.00 640.00 640.00 640.00 160.00 40.00 320.00 90.00 155.00 90.00 155.00 90.00 155.00 40.00 40.00 160.00 40.00 160.00 40.00 160.00 40.00 160.00 160.00 40.00	Acres 640.00 640.00 640.00 640.00 640.00 640.00 640.00 640.00 110.00 130.00 15.00 135.00 190.00 640.00 640.00 640.00 640.00 640.00 640.00 640.00 640.00 160.00 30.00 30.00 90.00 155.00 45.00 10.00 25.00 80.00 160.00 40.00 20.00 110.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00 80.00 10.00	Acres 640.00         Govt Lot         Qtr Sec           640.00         640.00         640.00           640.00         640.00         640.00           640.00         640.00         NE           160.00         SE         320.00         W2           5.00         S2SWNW         15.00         E2E2SE           135.00         SW         190.00         E2           310.00         W2         640.00         640.00           640.00         640.00         NE           40.00         NESE         30.00         SESE           80.00         W2SE         320.00         W2           90.00         NE         155.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NENE         25.00         NW           160.00         NWSE         10.00         NESE           80.00         NZNESE         80.00         NZSESE           80.00         NZSESE         80.00         NZNE           40.00         SENE         40.00         NENW           40.00         SENE	Acres         Govt Lot         Qtr Sec         Sec           640.00         4         4           640.00         5         5           640.00         6         6           640.00         8         6           640.00         9         110.00         NE         10           160.00         SE         10         320.00         W2         10           5.00         S2SWNW         11         15.00         S2SWNW         11           15.00         S2SWNW         11         15.00         SW         11           190.00         E2         15         310.00         W2         15           640.00         E2         15         310.00         W2         15           640.00         NE         20         30.00         NESE         20           30.00         NESE         20         30.00         NESE         20           30.00         NESE         20         320.00         W2         20           30.00         NESE         20         320.00         NW         21           155.00         NW         21         30.00         SENE         29 <td>Acres 640.00         Govt Lot         Qtr Sec 3         Twp 9N           640.00         4         9N           640.00         5         9N           640.00         6         9N           640.00         8         9N           640.00         9         9N           110.00         NE         10         9N           160.00         SE         10         9N           320.00         W2         10         9N           5.00         S2SWNW         11         9N           15.00         E2E2SE         11         9N           15.00         E2E2SE         11         9N           190.00         E2         15         9N           310.00         W2         15         9N           640.00         16         9N           640.00         17         9N           640.00         NE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           30.00         NESE         20         9N           45.00         NW         21         <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         4         9N         19W           640.00         5         9N         19W           640.00         6         9N         19W           640.00         7         9N         19W           640.00         8         9N         19W           640.00         NE         10         9N         19W           110.00         NE         10         9N         19W           160.00         SE         10         9N         19W           320.00         W2         10         9N         19W           15.00         S2SWNW         11         9N         19W           135.00         S2SWNW         11         9N         19W           190.00         E2         15         9N         19W           310.00         E2         15         9N         19W           640.00         NE         20         9N         19W           640.00         NESE         20         9N         19W           40.00         NESE         20         9N         19W           <td< td=""></td<></td></td<></td>	Acres 640.00         Govt Lot         Qtr Sec 3         Twp 9N           640.00         4         9N           640.00         5         9N           640.00         6         9N           640.00         8         9N           640.00         9         9N           110.00         NE         10         9N           160.00         SE         10         9N           320.00         W2         10         9N           5.00         S2SWNW         11         9N           15.00         E2E2SE         11         9N           15.00         E2E2SE         11         9N           190.00         E2         15         9N           310.00         W2         15         9N           640.00         16         9N           640.00         17         9N           640.00         NE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           30.00         NESE         20         9N           45.00         NW         21 <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         4         9N         19W           640.00         5         9N         19W           640.00         6         9N         19W           640.00         7         9N         19W           640.00         8         9N         19W           640.00         NE         10         9N         19W           110.00         NE         10         9N         19W           160.00         SE         10         9N         19W           320.00         W2         10         9N         19W           15.00         S2SWNW         11         9N         19W           135.00         S2SWNW         11         9N         19W           190.00         E2         15         9N         19W           310.00         E2         15         9N         19W           640.00         NE         20         9N         19W           640.00         NESE         20         9N         19W           40.00         NESE         20         9N         19W           <td< td=""></td<></td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         4         9N         19W           640.00         5         9N         19W           640.00         6         9N         19W           640.00         7         9N         19W           640.00         8         9N         19W           640.00         NE         10         9N         19W           110.00         NE         10         9N         19W           160.00         SE         10         9N         19W           320.00         W2         10         9N         19W           15.00         S2SWNW         11         9N         19W           135.00         S2SWNW         11         9N         19W           190.00         E2         15         9N         19W           310.00         E2         15         9N         19W           640.00         NE         20         9N         19W           640.00         NESE         20         9N         19W           40.00         NESE         20         9N         19W <td< td=""></td<>

*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 160.00	Govt Lot	<u>Qtr Sec</u> NW	<u>Sec</u> 13	<u>Twp</u> 9N	<u><b>Rge</b></u> 20W	County RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
53	10.00		S2NESW	8	10N	19W	RAVALLI
54	40.00		SESW	8	10N	19W	RAVALLI
55	35.00		SWSW	8	10N	19W	RAVALLI
56	261.00		N2	18	10N	19W	RAVALLI
57	15.00		NESW	18	10N	19W	RAVALLI
58	40.00		NWSW	18	10N	19W	RAVALLI
59	320.00		S2	20	10N	19W	RAVALLI
60	40.00		S2SW	21	10N	19W	RAVALLI
61	25.00		S2NE	26	10N	19W	RAVALLI
62	210.00		S2	26	10N	19W	RAVALLI
63	115.00		S2S2	27	10N	19W	RAVALLI
64	15.00		W2NENE	28	10N	19W	RAVALLI
65	40.00		NWNE	28	10N	19W	RAVALLI
66	10.00		W2SENE	28	10N	19W	RAVALLI
67	35.00		SWNE	28	10N	19W	RAVALLI
68	155.00		NW	28	10N	19W	RAVALLI
69	145.00		SE	28	10N	19W	RAVALLI
70	160.00		SW	28	10N	19W	RAVALLI
71	640.00			29	10N	19W	RAVALLI
72	580.00			30	10N	19W	RAVALLI
73	320.00		E2	31	10N	19W	RAVALLI
74	40.00		SESW	31	10N	19W	RAVALLI
75	640.00			32	10N	19W	RAVALLI
76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

35

12

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13

S2SESE

**SENENE** 

**E2SENE** 

10N

10N

10N

10N

19W RAVALLI

20W RAVALLI

20W RAVALLI

20W RAVALLI

Remarks:

78

79

80

81

**Total:** 

640.00

10.00

5.00

10.00

17,046.00

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 120016-00 Page 5 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120017-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** APRIL 15, 1901

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 12.48 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO JULY 15

*Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
8	110.00		NE	10	9N	19W	RAVALLI
9	160.00		SE	10	9N	19W	RAVALLI
10	320.00		W2	10	9N	19W	RAVALLI
11	5.00		S2SWNW	11	9N	19W	RAVALLI
12	15.00		E2E2SE	11	9N	19W	RAVALLI
13	135.00		SW	11	9N	19W	RAVALLI
14	190.00		E2	15	9N	19W	RAVALLI
15	310.00		W2	15	9N	19W	RAVALLI
16	640.00			16	9N	19W	RAVALLI
17	640.00			17	9N	19W	RAVALLI
18	640.00			18	9N	19W	RAVALLI
19	640.00			19	9N	19W	RAVALLI
20	160.00		NE	20	9N	19W	RAVALLI
21	40.00		NESE	20	9N	19W	RAVALLI
22	30.00		SESE	20	9N	19W	RAVALLI
23	80.00		W2SE	20	9N	19W	RAVALLI
24	320.00		W2	20	9N	19W	RAVALLI
25	90.00		NE	21	9N	19W	RAVALLI
26	155.00		NW	21	9N	19W	RAVALLI
27	50.00		SW	21	9N	19W	RAVALLI
28	45.00		NW	22	9N	19W	RAVALLI
29	10.00		W2NENE	29	9N	19W	RAVALLI
30	25.00		SENE	29	9N	19W	RAVALLI
31	80.00		W2NE	29	9N	19W	RAVALLI
32	160.00		NW	29	9N	19W	RAVALLI
33	40.00		NESE	29	9N	19W	RAVALLI
34	20.00		NWSE	29	9N	19W	RAVALLI
35	10.00		N2SESE	29	9N	19W	RAVALLI
36	80.00		N2NE	30	9N	19W	RAVALLI
37	40.00		SENE	30	9N	19W	RAVALLI
38	40.00		NENW	30	9N	19W	RAVALLI
39	160.00		E2E2	1	9N	20W	RAVALLI
40	30.00		SWNE	1	9N	20W	RAVALLI
41	20.00		N2NWSE	1	9N	20W	RAVALLI
42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

T lace of	USE.						
<u>ID</u> 44	<u>Acres</u> 160.00	Govt Lot	<u>Qtr Sec</u> NW	<u>Sec</u> 13	<u>Twp</u> 9N	<u><b>Rge</b></u> 20W	<u>County</u> RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
53	10.00		S2NESW	8	10N	19W	RAVALLI
54	40.00		SESW	8	10N	19W	RAVALLI
55	35.00		SWSW	8	10N	19W	RAVALLI
56	261.00		N2	18	10N	19W	RAVALLI
57	15.00		NESW	18	10N	19W	RAVALLI
58	40.00		NWSW	18	10N	19W	RAVALLI
59	320.00		S2	20	10N	19W	RAVALLI
60	40.00		S2SW	21	10N	19W	RAVALLI
61	25.00		S2NE	26	10N	19W	RAVALLI
62	210.00		S2	26	10N	19W	RAVALLI
63	115.00		S2S2	27	10N	19W	RAVALLI
64	15.00		W2NENE	28	10N	19W	RAVALLI
65	40.00		NWNE	28	10N	19W	RAVALLI
66	10.00		W2SENE	28	10N	19W	RAVALLI
67	35.00		SWNE	28	10N	19W	RAVALLI
68	155.00		NW	28	10N	19W	RAVALLI
69	145.00		SE	28	10N	19W	RAVALLI
70	160.00		SW	28	10N	19W	RAVALLI
71	640.00			29	10N	19W	RAVALLI
72	580.00			30	10N	19W	RAVALLI
73	320.00		E2	31	10N	19W	RAVALLI
74	40.00		SESW	31	10N	19W	RAVALLI
75	640.00			32	10N	19W	RAVALLI
76	640.00			33	10N	19W	RAVALLI
77	640.00			34	10N	19W	RAVALLI
78	640.00			35	10N	19W	RAVALLI
79	10.00		S2SESE	12	10N	20W	RAVALLI
80	5.00		SENENE	13	10N	20W	RAVALLI
81	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	17,046.00						

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120017-00 Page 5 of 5

DECEMBER 4, 2015 76H 120018-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120018-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: MAY 1, 1901

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 7.50 CFS

\*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:** 7,891.00

\*Source Name: BURNT FORK 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 NESENW 33 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO JULY 15

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO JULY 15

### \*Place of Use:

*Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 3	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	640.00			4	9N	19W	RAVALLI
3	640.00			5	9N	19W	RAVALLI
4	640.00			6	9N	19W	RAVALLI
5	640.00			7	9N	19W	RAVALLI
6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
8	110.00		NE	10	9N	19W	RAVALLI
9	160.00		SE	10	9N	19W	RAVALLI
10	320.00		W2	10	9N	19W	RAVALLI
11	5.00		S2SWNW	11	9N	19W	RAVALLI
12	15.00		E2E2SE	11	9N	19W	RAVALLI
13	135.00		SW	11	9N	19W	RAVALLI
14	190.00		E2	15	9N	19W	RAVALLI
15	310.00		W2	15	9N	19W	RAVALLI
16	640.00			16	9N	19W	RAVALLI
17	640.00			17	9N	19W	RAVALLI
18	640.00			18	9N	19W	RAVALLI
19	640.00			19	9N	19W	RAVALLI
20	160.00		NE	20	9N	19W	RAVALLI
21	40.00		NESE	20	9N	19W	RAVALLI
22	30.00		SESE	20	9N	19W	RAVALLI
23	80.00		W2SE	20	9N	19W	RAVALLI
24	320.00		W2	20	9N	19W	RAVALLI
25	90.00		NE	21	9N	19W	RAVALLI
26	155.00		NW	21	9N	19W	RAVALLI
27	50.00		SW	21	9N	19W	RAVALLI
28	45.00		NW	22	9N	19W	RAVALLI
29	10.00		W2NENE	29	9N	19W	RAVALLI
30	25.00		SENE	29	9N	19W	RAVALLI
31	80.00		W2NE	29	9N	19W	RAVALLI
32	160.00		NW	29	9N	19W	RAVALLI
33	40.00		NESE	29	9N	19W	RAVALLI
34	20.00		NWSE	29	9N	19W	RAVALLI
35	10.00		N2SESE	29	9N	19W	RAVALLI
36	80.00		N2NE	30	9N	19W	RAVALLI
37	40.00		SENE	30	9N	19W	RAVALLI
38	40.00		NENW	30	9N	19W	RAVALLI
39	160.00		E2E2	1	9N	20W	RAVALLI
40	30.00		SWNE	1	9N	20W	RAVALLI
41	20.00		N2NWSE	1	9N	20W	RAVALLI
42	160.00		E2E2	12	9N	20W	RAVALLI
43	320.00		E2	13	9N	20W	RAVALLI

\*Place of Use:

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77

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Total:

210.00

115.00

15.00

40.00

10.00

35.00

155.00

145.00

160.00

640.00

580.00

320.00

40.00

640.00

640.00

640.00

640.00

10.00

5.00

10.00

17,046.00

I Iuce o	T CBC.						
<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
44	160.00		NW	13	9N	20W	RAVALLI
45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
48	20.00		E2SWNW	24	9N	20W	RAVALLI
49	15.00		SWSE	7	10N	19W	RAVALLI
50	30.00		S2SW	7	10N	19W	RAVALLI
51	15.00		S2NWSE	8	10N	19W	RAVALLI
52	40.00		SWSE	8	10N	19W	RAVALLI
53	10.00		S2NESW	8	10N	19W	RAVALLI
54	40.00		SESW	8	10N	19W	RAVALLI
55	35.00		SWSW	8	10N	19W	RAVALLI
56	261.00		N2	18	10N	19W	RAVALLI
57	15.00		NESW	18	10N	19W	RAVALLI
58	40.00		NWSW	18	10N	19W	RAVALLI
59	320.00		S2	20	10N	19W	RAVALLI
60	40.00		S2SW	21	10N	19W	RAVALLI
61	25.00		S2NE	26	10N	19W	RAVALLI

S2

S2S2

W2NENE

W2SENE

**NWNE** 

**SWNE** 

NW

SE

SW

E2

**SESW** 

S2SESE

**SENENE** 

**E2SENE** 

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19W RAVALLI

20W RAVALLI

20W RAVALLI

20W RAVALLI

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17046.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 119997-00 AND 119998-00.

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

PARENT FILE FOR THIS RIGHT IS 119997-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120018-00 Page 5 of 5

DECEMBER 4, 2015 76H 120020-00 Page 1 of 3

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120020-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7.

MCA.

Priority Date: JUNE 1, 1885

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

\*Flow Rate: 4.73 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*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: 125.00

Source Name: AMBROSE 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 SESWNE 9 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

2 NESWSE 11 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

#### Point of Diversion and Means of Diversion:

<u>ID</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<u>County</u>
3	5	NESESW	12	9N	19W	RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: YOUNG-PORCH DITCH
Period of Use: APRIL 1 TO OCTOBER 1

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	35.00		SWNE	9	9N	19W	RAVALLI
2	15.00		W2SE	11	9N	19W	RAVALLI
3	75.00		SW	11	9N	19W	RAVALLI
Total:	125.00						

#### 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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/19/2005: MAXIMUM ACRES, PLACE OF USE, POINT OF DIVERSION.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 12/26/2014.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120019-00 AND 120020-00.

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

PARENT FILE FOR THIS RIGHT IS 120019-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120021-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120021-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** MAY 4, 1903

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 4.00 CFS

\*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: 125.00

Source Name: AMBROSE 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 SESWNE 9 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

2 NESWSE 11 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

#### Point of Diversion and Means of Diversion:

<u>ID</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>
3	5	NESESW	12	9N	19W	RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: YOUNG-PORCH DITCH
Period of Use: APRIL 1 TO OCTOBER 1

#### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	35.00		NWSE	9	9N	19W	RAVALLI
2	15.00		E2SE	11	9N	19W	RAVALLI
3	75.00		SW	11	9N	19W	RAVALLI
Total:	125.00						

#### 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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/19/2005: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120019-00 AND 120020-00.

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

PARENT FILE FOR THIS RIGHT IS 120019-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120022-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120022-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

**Priority Date:** MAY 1, 1885

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 3.75 CFS

\*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: 125.00

Source Name: AMBROSE 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 SESWNE 9 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

2 NESESE 11 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

#### Point of Diversion and Means of Diversion:

<u>ID</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>
3	5	NESESW	12	9N	19W	RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: YOUNG-PORCH DITCH
Period of Use: APRIL 1 TO OCTOBER 1

#### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	35.00		SWNE	9	9N	19W	RAVALLI
2	15.00		W2SE	11	9N	19W	RAVALLI
3	75.00		SW	11	9N	19W	RAVALLI
Total:	125.00						

#### 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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/19/2005: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 12/26/2014.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120019-00 AND 120020-00.

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

PARENT FILE FOR THIS RIGHT IS 120019-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120023-00 Page 1 of 4

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120023-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

\*Priority Date: DECEMBER 31, 1866

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.04 CFS

\*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: 3,228.00

Source Name: THREEMILE 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 SWNESE 26 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Period of Use: APRIL 1 TO OCTOBER 1

Pl	lace	of	Use:

Place of	Use:						
<u>ID</u> 1	<u>Acres</u> 20.00	Govt Lot	<u>Qtr Sec</u> N2N2N2	<u>Sec</u> 4	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
2	10.00		N2NWNW	5	9N	19W	RAVALLI
3	35.00		NENE	6	9N	19W	RAVALLI
4	40.00		NWNE	6	9N	19W	RAVALLI
5	5.00		NWSENE	6	9N	19W	RAVALLI
6	25.00		SWNE	6	9N	19W	RAVALLI
7	160.00		NW	6	9N	19W	RAVALLI
8	15.00		NESW	6	9N	19W	RAVALLI
9	40.00		NWSW	6	9N	19W	RAVALLI
10	10.00		N2SWSW	6	9N	19W	RAVALLI
11	80.00		E2NE	1	9N	20W	RAVALLI
12	30.00		SWNE	1	9N	20W	RAVALLI
13	40.00		E2SE	1	9N	20W	RAVALLI
14	20.00		N2NWSE	1	9N	20W	RAVALLI
15	15.00		SWSE	7	10N	19W	RAVALLI
16	30.00		S2SW	7	10N	19W	RAVALLI
17	15.00		S2NWSE	8	10N	19W	RAVALLI
18	40.00		SESE	8	10N	19W	RAVALLI
19	10.00		S2NESW	8	10N	19W	RAVALLI
20	40.00		SESW	8	10N	19W	RAVALLI
21	35.00		SWSW	8	10N	19W	RAVALLI
22	261.00		N2	18	10N	19W	RAVALLI
23	15.00		NESW	18	10N	19W	RAVALLI
24	40.00		NWSW	18	10N	19W	RAVALLI
25	320.00		S2	20	10N	19W	RAVALLI
26	40.00		S2SW	21	10N	19W	RAVALLI
27	25.00		S2NE	26	10N	19W	RAVALLI
28	210.00		S2	26	10N	19W	RAVALLI
29	115.00		S2SE	27	10N	19W	RAVALLI
30	15.00		W2NENE	28	10N	19W	RAVALLI
31	40.00		NWNE	28	10N	19W	RAVALLI
32	10.00		W2SENE	28	10N	19W	RAVALLI
33	35.00		SWNE	28	10N	19W	RAVALLI
34	155.00		NW	28	10N	19W	RAVALLI
35	145.00		SE	28	10N	19W	RAVALLI
36	160.00		SW	28	10N	19W	RAVALLI
37	640.00			29	10N	19W	RAVALLI
38	580.00			30	10N	19W	RAVALLI
39	320.00		E2	31	10N	19W	RAVALLI
40	40.00		SESW	31	10N	19W	RAVALLI
41	640.00			32	10N	19W	RAVALLI
42	625.00			33	10N	19W	RAVALLI
43	320.00		N2	34	10N	19W	RAVALLI

Place	of	Use
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$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
44	10.00		NWSE	34	10N	19W	RAVALLI
45	35.00		NESW	34	10N	19W	RAVALLI
46	40.00		NWSW	34	10N	19W	RAVALLI
47	5.00		NWSESW	34	10N	19W	RAVALLI
48	15.00		N2SWSW	34	10N	19W	RAVALLI
49	5.00		N2NWNE	35	10N	19W	RAVALLI
50	35.00		NENW	35	10N	19W	RAVALLI
51	40.00		NWNW	35	10N	19W	RAVALLI
52	5.00		N2SENW	35	10N	19W	RAVALLI
53	25.00		SWNW	35	10N	19W	RAVALLI
54	10.00		S2SESE	12	10N	20W	RAVALLI
55	5.00		SENENE	13	10N	20W	RAVALLI
56	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	5,706.00						

ONLY 3228.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 5706.00 ACRES DESCRIBED UNDER THIS RIGHT.

#### 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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 03/23/2003.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 07/19/2005.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120025-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120025-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

\*Priority Date: DECEMBER 31, 1866

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.22 CFS

\*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: 512.00

Source Name: SPRING GULCH

Source Type: SURFACE WATER

ALSO KNOWN AS WHEELBARROW CREEK

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 SESESE 26 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

2 SESESE 26 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

Diversion Means: HEADGATE

#### Point of Diversion and Means of Diversion:

<u>ID</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>
3		SWSESE	26	10N	19W	RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** PUMP

4 NESWSE 34 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** PUMP

5 NENWNE 35 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** PUMP

6 SESENW 35 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** PUMP

Period of Use: APRIL 1 TO OCTOBER 1

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	45.00		S2SE	26	10N	19W	RAVALLI
2	19.00		SESW	26	10N	19W	RAVALLI
3	147.00		SE	34	10N	19W	RAVALLI
4	219.00		N2	35	10N	19W	RAVALLI
5	82.00		S2	35	10N	19W	RAVALLI
Total:	512.00						

#### 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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/24/2005: POINT OF DIVERISON, FLOW RATE, PLACE OF USE, MAXIMUM ACRES.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120026-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120026-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

\*Priority Date: DECEMBER 31, 1866

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 302.94 GPM

\*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: 71.00

Source Name: GRAYHORSE 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 SWSWNE 35 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO AUGUST 1

**Diversion Means:** PUMP

2 SESENW 35 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO AUGUST 1

**Diversion Means:** PUMP

#### 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> 3 NENESE 35 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO AUGUST 1

**Diversion Means:** PUMP

4 NWNESE 35 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO AUGUST 1

**Diversion Means:** PUMP

Period of Use: APRIL 1 TO AUGUST 1

#### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	18.00		S2N2	35	10N	19W	RAVALLI
2	53.00		N2S2	35	10N	19W	RAVALLI
Total:	71.00						

#### 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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/24/2005: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 03/23/2000.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120031-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: MAY 1, 1887

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 280.50 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

*Place	of	Use:
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of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         W2NE         12           150.00         NENWNE         13           40.00         NENWNE         13<td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         W2NE         12           150.00         NENWNE         13           40.00         NENWNE         13 <td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td>	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

### \*Place of Use:

of Use:						
<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
10.00		NENE	27	7N	20W	RAVALLI
26.00		SWNE	27	7N	20W	RAVALLI
40.00		SENW	27	7N	20W	RAVALLI
320.00		S2	27	7N	20W	RAVALLI
40.00		NESE	28	7N	20W	RAVALLI
160.00		NE	34	7N	20W	RAVALLI
10.00		N2N2NESW	34	7N	20W	RAVALLI
640.00			35	7N	20W	RAVALLI
25.00		W2NW	36	7N	20W	RAVALLI
40.00		SE	36	7N	20W	RAVALLI
130.00		SW	36	7N	20W	RAVALLI
25.00		NW	6	8N	19W	RAVALLI
5.00		W2SWNE	18	8N	19W	RAVALLI
125.00		NW	18	8N	19W	RAVALLI
17.00		NWSE	18	8N	19W	RAVALLI
3.00		SWSE	18	8N	19W	RAVALLI
155.00		SW	18	8N	19W	RAVALLI
35.00		NENW	19	8N	19W	RAVALLI
30.00		SENW	19	8N	19W	RAVALLI
60.00		W2NW	19	8N	19W	RAVALLI
10.00		N2NESW	19	8N	19W	RAVALLI
55.00		W2SW	19	8N	19W	RAVALLI
11.00		N2NWNW	30	8N	19W	RAVALLI
575.00			1	8N	20W	RAVALLI
160.00		E2E2	2	8N	20W	RAVALLI
15.00		N2NWNE	2	8N	20W	RAVALLI
40.00		SWNE	2	8N	20W	RAVALLI
40.00		SENW	2	8N	20W	RAVALLI
40.00		NWSE	2	8N	20W	RAVALLI
5.00		NESWSE	2	8N	20W	RAVALLI
40.00		NESW	2	8N	20W	RAVALLI
160.00		E2E2	11	8N	20W	RAVALLI
25.00		NWNE	12	8N	20W	RAVALLI
20.00		SWNE	12	8N	20W	RAVALLI
160.00		NW	12	8N	20W	RAVALLI
15.00		NWSE	12	8N	20W	RAVALLI
5.00		NWSWSE	12	8N	20W	RAVALLI
155.00		SW	12	8N	20W	RAVALLI
160.00		S2N2	13	8N	20W	RAVALLI
30.00		NENE	13	8N	20W	RAVALLI
20.00		NWNE	13	8N	20W	RAVALLI
30.00		NENW	13	8N	20W	RAVALLI
	Acres 320.00 10.00 26.00 40.00 160.00 10.00 640.00 25.00 40.00 130.00 25.00 17.00 3.00 17.00 35.00 35.00 35.00 35.00 10.00 55.00 11.00 575.00 160.00 40.00 40.00 40.00 40.00 40.00 15.00 40.00 50.00 15.00 40.00 4	Acres 320.00 10.00 26.00 40.00 320.00 40.00 160.00 10.00 640.00 25.00 40.00 130.00 25.00 17.00 3.00 155.00 30.00 60.00 11.00 55.00 11.00 575.00 160.00 40.00 40.00 40.00 40.00 40.00 40.00 15.00 25.00 20.00 160.00 15.00 30.00 25.00 20.00 160.00 25.00 20.00 160.00 25.00 20.00 160.00 25.00 20.00 160.00 30.00 20.00	Acres         Govt Lot         Qtr Sec           320.00         W2           10.00         NENE           26.00         SWNE           40.00         SENW           320.00         S2           40.00         NESE           160.00         NE           10.00         N2N2NESW           640.00         SE           130.00         SW           25.00         NW           5.00         W2SWNE           125.00         NW           5.00         W2SWNE           125.00         NW           3.00         SWSE           155.00         SWSE           155.00         SENW           60.00         W2NW           10.00         N2NESW           55.00         W2SW           11.00         N2NWNW           575.00         N2NWNE           40.00         SENW           40.00         SENW           40.00         NESWSE           40.00         NESWSE           40.00         NESWSE           40.00         NESWSE           40.00         NWSE           <	Acres         Govt Lot         Qtr Sec         Sec           320.00         NENE         27           26.00         SWNE         27           40.00         SENW         27           320.00         S2         27           40.00         NESE         28           160.00         NESE         28           160.00         NESE         28           160.00         NESE         34           10.00         NENZNESW         34           640.00         SE         36           25.00         W2NW         36           40.00         SE         36           130.00         SW         36           25.00         NW         6           5.00         W2SWNE         18           125.00         NW         6           5.00         W2SWNE         18           155.00         SWSE         18           155.00         SWSE         18           155.00         NENW         19           10.00         N2NEW         19           10.00         N2NEWN         19           10.00         N2NEWN         19	Acres         Govt Lot         Otr Sec         Sec         Twp           320.00         W2         26         7N           10.00         NENE         27         7N           26.00         SWNE         27         7N           40.00         SENW         27         7N           320.00         SE         27         7N           40.00         NESE         28         7N           160.00         NE         34         7N           640.00         W2NW         36         7N           25.00         W2NW         36         7N           40.00         SE         36         7N           130.00         SW         36         7N           25.00         NW         6         8N           5.00         W2SWNE         18         8N           125.00         NW         6         8N           5.00         W2SWNE         18         8N           17.00         NWSE         18         8N           35.00         NENW         19         8N           35.00         NENW         19         8N           40.00         W	Acres         Govt Lot         Qtr Sec         Key         Twp         Rge           320.00         NENE         27         7N         20W           10.00         NENE         27         7N         20W           26.00         SWNE         27         7N         20W           40.00         SENW         27         7N         20W           40.00         NESE         28         7N         20W           40.00         NESE         28         7N         20W           10.00         NESE         28         7N         20W           10.00         NESE         34         7N         20W           640.00         NESE         36         7N         20W           40.00         SE         36         7N         20W           40.00         SE         36         7N         20W           130.00         W2SWNE         18         8N         19W           150.00         W2SWNE         18         8N         19W           17.00         NWSE         18         8N         19W           155.00         SW         18         8N         19W

### \*Place of Use:

f Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	Twp 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 40.00 640.00 640.00 15.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 640.00 640.00 640.00 640.00 35.00 25.00 160.00 35.00 20.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         S2           45.00         E2NE           640.00         E2NE           640.00         NWNE           40.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NWSW           5.00         NWSW           5.00         NWSW           5.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         SZSENW           35.00         SWNW           20.00         NWSE           25.00         SWSE           160.00         SW           640.00         640.00           640.00         640.00           640.00         640.00           640.00         SE           320.00         W2           5.00         SZSWNW           <	Acres         Govt Lot         Qtr Sec         Sec           40.00         NWNW         13           320.00         S2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           25.00         SWNE         25           160.00         NWSENE         25           35.00         NWSWW         25           35.00         NWSWW         25           40.00         NWSESW         25           35.00         NWSESW         25           40.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSW         36      <	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         Twp 13           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$E2NE         15         8N           640.00         \$WNE         25         8N           40.00         \$NWNE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWNWSE         25         8N           40.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW         36         8N <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

*Place	of Use:	
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*Place of U	J <b>se:</b>						
<u>ID</u> 130	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
131	640.00			17	9N	19W	RAVALLI
132	640.00			18	9N	19W	RAVALLI
133	640.00			19	9N	19W	RAVALLI
134	160.00		NE	20	9N	19W	RAVALLI
135	40.00		NESE	20	9N	19W	RAVALLI
136	30.00		SESE	20	9N	19W	RAVALLI
137	80.00		W2SE	20	9N	19W	RAVALLI
138	320.00		W2	20	9N	19W	RAVALLI
139	90.00		NE	21	9N	19W	RAVALLI
140	155.00		NW	21	9N	19W	RAVALLI
141	50.00		SW	21	9N	19W	RAVALLI
142	45.00		NW	22	9N	19W	RAVALLI
143	10.00		W2NENE	29	9N	19W	RAVALLI
144	25.00		SENE	29	9N	19W	RAVALLI
145	80.00		W2NE	29	9N	19W	RAVALLI
146	160.00		NW	29	9N	19W	RAVALLI
147	40.00		NESE	29	9N	19W	RAVALLI
148	20.00		NWSE	29	9N	19W	RAVALLI
149	10.00		N2SESE	29	9N	19W	RAVALLI
150	80.00		N2NE	30	9N	19W	RAVALLI
151	40.00		SENE	30	9N	19W	RAVALLI
152	40.00		NENW	30	9N	19W	RAVALLI
153	55.00		S2S2	31	9N	19W	RAVALLI
154	160.00		E2E2	1	9N	20W	RAVALLI
155	30.00		SWNE	1	9N	20W	RAVALLI
156	20.00		N2NWSE	1	9N	20W	RAVALLI
157	160.00		E2E2	12	9N	20W	RAVALLI
158	320.00		E2	13	9N	20W	RAVALLI
159	160.00		NW	13	9N	20W	RAVALLI
160	80.00		E2SW	13	9N	20W	RAVALLI
161	320.00		E2	24	9N	20W	RAVALLI
162	80.00		E2NW	24	9N	20W	RAVALLI
163	20.00		E2SWNW	24	9N	20W	RAVALLI
164	65.00		S2SE	36	9N	20W	RAVALLI
165	25.00		SESW	36	9N	20W	RAVALLI
166	5.00		E2SESWSW	36	9N	20W	RAVALLI
167	15.00		SWSE	7	10N	19W	RAVALLI
168	30.00		S2SW	7	10N	19W	RAVALLI
169	15.00		S2NWSE	8	10N	19W	RAVALLI
170	40.00		SWSE	8	10N	19W	RAVALLI
171	10.00		S2NESW	8	10N	19W	RAVALLI
172	40.00		SESW	8	10N	19W	RAVALLI

*Place	Λf	IIce.
I lace	VI.	USC.

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00.

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

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120031-00 Page 8 of 8

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120032-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: MAY 1, 1891

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 3.13 CFS

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	Twp 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*P	ace	of	Use:

"Place of	use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	<u>Twp</u> 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 320.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         \$2           45.00         E2NE           640.00         NENE           640.00         NWSENE           5.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NESW           40.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWSE           160.00         SE           320.00         W2           5.00         S2SWNW           15.00         S2SWNW           15.00         SW	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         Sec NWNW           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSEW         25           35.00         NWSESW         25           640.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSE	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         13 38N           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$23         8N           640.00         \$23         8N           640.00         \$24         8N           15.00         \$NENE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWSWW         25         8N           40.00         \$NWSESW         25         8N           35.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         15.00           40.00         10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	Λf	IIce.
I lace	VI.	Unc.

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge	County
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

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PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120032-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

DECEMBER 4, 2015 76H 120033-00 Page 1 of 8

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120033-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 1, 1860

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 145.86 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*P	ace	of	Use:

*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 320.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         \$2           45.00         E2NE           640.00         NENE           640.00         NWSENE           5.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NESW           40.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWSE           160.00         SE           320.00         W2           5.00         S2SWNW           15.00         S2SWNW           15.00         SW	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         Sec NWNW           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSEW         25           35.00         NWSESW         25           640.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSE	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         13 38N           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$23         8N           640.00         \$23         8N           640.00         \$24         8N           15.00         \$NENE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWSWW         25         8N           40.00         \$NWSESW         25         8N           35.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

*Place	of Use:	
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         15.00           40.00         10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*DI	000	Λf	Use:
	ace	OL	USE:

1 14400 01	esc.						
<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<b>Rge</b>	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120033-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120034-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 1, 1887

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 179.52 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Place	of Use:	
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"Place of	use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	<u>Twp</u> 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 320.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         \$2           45.00         E2NE           640.00         NENE           640.00         NWSENE           5.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NESW           40.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWSE           160.00         SE           320.00         W2           5.00         S2SWNW           15.00         S2SWNW           15.00         SW	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         Sec NWNW           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSEW         25           35.00         NWSESW         25           640.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSE	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         13 38N           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$23         8N           640.00         \$23         8N           640.00         \$24         8N           15.00         \$NENE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWSWW         25         8N           40.00         \$NWSESW         25         8N           35.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00	Acres 640.00 640.00 640.00 640.00 160.00 30.00 320.00 10.00 30.00 40.00 40.00 40.00 40.00 40.00 40.00 40.00 40.00 40.00 55.00 160.00 30.00 160.00 30.00 20.00 160.00 30.00 20.00 160.00 30.00 20.00 160.00 30.00 20.00 15.00 30.00 20.00 65.00 25.00 5.00 15.00 30.00 15.00 30.00 15.00 40.00 40.00 10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         SENE         40.00         SENE           40.00         SENE         80.00         SENE           40.00         SENE         40.00         SENE           160.00         SUNWE         20.00         NENW           20.00         NENW         55.00         E2E2           320.00         E2E2         320.00         E2           80.00         E2SW         5.00         E2SW           5.00         E2SWNW         5.00         E2SWNW <td>Acres 640.00         Govt Lot 16         Qtr Sec 16         Sec 16           640.00         17         17           640.00         19         18           640.00         NE 20         40.00         NESE 20           30.00         SESE 20         80.00         W2SE 20           320.00         W2 20         90.00         NE 21           155.00         NW 21         50.00         SW 21           45.00         NW 22         20           80.00         W2NENE 29         25.00           80.00         W2NE 29         29           80.00         W2NE 29         20           160.00         NWSE 29         20           40.00         NESE 29         20           40.00         NESE 29         30           40.00         NESE 29         30           40.00         NESE 29         30           40.00         NESE 29         30           40.00         NENW 30         30           55.00         SENE 30         30           40.00         NENW 30         30           55.00         SES2 31         1           160.00         E2E2 1         1<td>Acres         Govt Lot         Qtr Sec         Ecc         Twp           640.00         177         9N           640.00         188         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           320.00         W2         20         9N           320.00         W2         20         9N           320.00         NW         21         9N           45.00         NW         21         9N           45.00         NW         22         9N           45.00         NW         22         9N           80.00         W2NER         29         9N           40.00         NESE         29         9N           160.00         NWSE         29         9N           40.00         NENEW         30         9N           40.00         NENW         30         <t< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           320.00         W2         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           45.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         SENE         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N</td></t<></td></td>	Acres 640.00         Govt Lot 16         Qtr Sec 16         Sec 16           640.00         17         17           640.00         19         18           640.00         NE 20         40.00         NESE 20           30.00         SESE 20         80.00         W2SE 20           320.00         W2 20         90.00         NE 21           155.00         NW 21         50.00         SW 21           45.00         NW 22         20           80.00         W2NENE 29         25.00           80.00         W2NE 29         29           80.00         W2NE 29         20           160.00         NWSE 29         20           40.00         NESE 29         20           40.00         NESE 29         30           40.00         NESE 29         30           40.00         NESE 29         30           40.00         NESE 29         30           40.00         NENW 30         30           55.00         SENE 30         30           40.00         NENW 30         30           55.00         SES2 31         1           160.00         E2E2 1         1 <td>Acres         Govt Lot         Qtr Sec         Ecc         Twp           640.00         177         9N           640.00         188         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           320.00         W2         20         9N           320.00         W2         20         9N           320.00         NW         21         9N           45.00         NW         21         9N           45.00         NW         22         9N           45.00         NW         22         9N           80.00         W2NER         29         9N           40.00         NESE         29         9N           160.00         NWSE         29         9N           40.00         NENEW         30         9N           40.00         NENW         30         <t< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           320.00         W2         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           45.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         SENE         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N</td></t<></td>	Acres         Govt Lot         Qtr Sec         Ecc         Twp           640.00         177         9N           640.00         188         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           320.00         W2         20         9N           320.00         W2         20         9N           320.00         NW         21         9N           45.00         NW         21         9N           45.00         NW         22         9N           45.00         NW         22         9N           80.00         W2NER         29         9N           40.00         NESE         29         9N           160.00         NWSE         29         9N           40.00         NENEW         30         9N           40.00         NENW         30 <t< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           320.00         W2         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           45.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         SENE         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N</td></t<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           320.00         W2         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           45.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         SENE         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N

*Place	Λf	IIce.
I lace	VI.	Unc.

1 14400 01	esc.						
<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<b>Rge</b>	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120034-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120035-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 1, 1860

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

**\*Flow Rate:** 67.32 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Place	of Use:	
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*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

*Place	of Use:	
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f Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	Twp 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N		RAVALLI
640.00			6	9N		RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8			RAVALLI
640.00			9			RAVALLI
110.00			10			RAVALLI
			10			RAVALLI
						RAVALLI
						RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00			11			RAVALLI
190.00		E2	15	9N		RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	40.00         320.00         80.00         40.00         320.00         45.00         640.00         640.00         5.00         25.00         160.00         5.00         35.00         40.00         640.00         40.00         640.00 </td <td>Acres 40.00 320.00 80.00 40.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00</td> <td>Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW           320.00         \$2           80.00         \$2NE           40.00         \$WNE           40.00         \$WNW           320.00         \$2           45.00         \$2NE           640.00         \$40.00           640.00         \$15.00           40.00         \$15.00           \$15.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$15.00         \$15.00           \$15.00         \$15.00           \$15.00         \$15.00           \$15.00         \$15.00           \$15.00         \$15.00           \$15.00         \$15.00           \$15.00         \$15.00</td> <td>Acres         Govt Lot         Qtr Sec         Sec           40.00         NWNW         13           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSWW         25           40.00         NWSEW         25           35.00         NWSEW         25           40.00         SWSW         25           40.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWNW         36           25.00         SWNW         36</td> <td>Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         32 13 8N           320.00         \$2         13 8N           80.00         \$2         14 8N           40.00         \$WNE         14 8N           40.00         \$WNW         14 8N           40.00         \$2         14 8N           45.00         \$2         14 8N           640.00         \$2         14 8N           640.00         \$2         14 8N           640.00         \$2         14 8N           40.00         \$1         8N           40.00         \$1         8N           5.00         \$1         8N           40.00         \$1         8N           35.00         \$1         8N           40.00         \$2         8N           40.00         \$2         8N           640.00         \$2         8N           <t< td=""><td>Acres         Govt Lot         Otr Sec         Eve         Twp         Rge           40.00         SVMWW         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           320.00         S2         14         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           15.00         NENE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSESW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W      &lt;</td></t<></td>	Acres 40.00 320.00 80.00 40.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW           320.00         \$2           80.00         \$2NE           40.00         \$WNE           40.00         \$WNW           320.00         \$2           45.00         \$2NE           640.00         \$40.00           640.00         \$15.00           40.00         \$15.00           \$15.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$160.00         \$15.00           \$15.00         \$15.00           \$15.00         \$15.00           \$15.00         \$15.00           \$15.00         \$15.00           \$15.00         \$15.00           \$15.00         \$15.00           \$15.00         \$15.00	Acres         Govt Lot         Qtr Sec         Sec           40.00         NWNW         13           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSWW         25           40.00         NWSEW         25           35.00         NWSEW         25           40.00         SWSW         25           40.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWNW         36           25.00         SWNW         36	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         32 13 8N           320.00         \$2         13 8N           80.00         \$2         14 8N           40.00         \$WNE         14 8N           40.00         \$WNW         14 8N           40.00         \$2         14 8N           45.00         \$2         14 8N           640.00         \$2         14 8N           640.00         \$2         14 8N           640.00         \$2         14 8N           40.00         \$1         8N           40.00         \$1         8N           5.00         \$1         8N           40.00         \$1         8N           35.00         \$1         8N           40.00         \$2         8N           40.00         \$2         8N           640.00         \$2         8N <t< td=""><td>Acres         Govt Lot         Otr Sec         Eve         Twp         Rge           40.00         SVMWW         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           320.00         S2         14         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           15.00         NENE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSESW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W      &lt;</td></t<>	Acres         Govt Lot         Otr Sec         Eve         Twp         Rge           40.00         SVMWW         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           320.00         S2         14         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           15.00         NENE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSESW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W      <

*Place	of Use	:
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         15.00           40.00         10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	Λf	IIce.
I lace	VI.	Unc.

1 14400 01	esc.						
<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<b>Rge</b>	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

PARENT FILE FOR THIS RIGHT IS 120030-00.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 26 MINER'S INCHES DECREED IN CASE NO. 931, RAVALLI COUNTY. 103413-00, 103414-00, 103415-00, 103416-00, 105370-00, 105371-00, 120035-00, 210653-00, 211388-00, 211389-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120035-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120036-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 9, 1888

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.25 CFS

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Place	of Use:	:
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of Use:						
<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
10.00		NENE	27	7N	20W	RAVALLI
26.00		SWNE	27	7N	20W	RAVALLI
40.00		SENW	27	7N	20W	RAVALLI
320.00		S2	27	7N	20W	RAVALLI
40.00		NESE	28	7N	20W	RAVALLI
160.00		NE	34	7N	20W	RAVALLI
10.00		N2N2NESW	34	7N	20W	RAVALLI
640.00			35	7N	20W	RAVALLI
25.00		W2NW	36	7N	20W	RAVALLI
40.00		SE	36	7N	20W	RAVALLI
130.00		SW	36	7N	20W	RAVALLI
25.00		NW	6	8N	19W	RAVALLI
5.00		W2SWNE	18	8N	19W	RAVALLI
125.00		NW	18	8N	19W	RAVALLI
17.00		NWSE	18	8N	19W	RAVALLI
3.00		SWSE	18	8N	19W	RAVALLI
155.00		SW	18	8N	19W	RAVALLI
35.00		NENW	19	8N	19W	RAVALLI
30.00		SENW	19	8N	19W	RAVALLI
60.00		W2NW	19	8N	19W	RAVALLI
10.00		N2NESW	19	8N	19W	RAVALLI
55.00		W2SW	19	8N	19W	RAVALLI
11.00		N2NWNW	30	8N	19W	RAVALLI
575.00			1	8N	20W	RAVALLI
160.00		E2E2	2	8N	20W	RAVALLI
15.00		N2NWNE	2	8N	20W	RAVALLI
40.00		SWNE	2	8N	20W	RAVALLI
40.00		SENW	2	8N	20W	RAVALLI
40.00		NWSE	2	8N	20W	RAVALLI
5.00		NESWSE	2	8N	20W	RAVALLI
40.00		NESW	2	8N	20W	RAVALLI
160.00		E2E2	11	8N	20W	RAVALLI
25.00		NWNE	12	8N	20W	RAVALLI
20.00		SWNE	12	8N	20W	RAVALLI
160.00		NW	12	8N	20W	RAVALLI
15.00		NWSE	12	8N	20W	RAVALLI
5.00		NWSWSE	12	8N	20W	RAVALLI
155.00		SW	12	8N	20W	RAVALLI
160.00		S2N2	13	8N	20W	RAVALLI
30.00		NENE	13	8N	20W	RAVALLI
20.00		NWNE	13	8N	20W	RAVALLI
30.00		NENW	13	8N	20W	RAVALLI
	Acres 320.00 10.00 26.00 40.00 160.00 10.00 640.00 25.00 40.00 130.00 25.00 17.00 3.00 17.00 35.00 35.00 35.00 35.00 10.00 55.00 11.00 575.00 160.00 40.00 40.00 40.00 40.00 40.00 15.00 40.00 50.00 15.00 40.00 4	Acres 320.00 10.00 26.00 40.00 320.00 40.00 160.00 10.00 640.00 25.00 40.00 130.00 25.00 17.00 3.00 155.00 30.00 60.00 11.00 55.00 11.00 575.00 160.00 40.00 40.00 40.00 40.00 40.00 40.00 15.00 25.00 20.00 160.00 15.00 30.00 25.00 20.00 160.00 25.00 20.00 160.00 25.00 20.00 160.00 25.00 20.00 160.00 30.00 20.00	Acres         Govt Lot         Qtr Sec           320.00         W2           10.00         NENE           26.00         SWNE           40.00         SENW           320.00         S2           40.00         NESE           160.00         NE           10.00         N2N2NESW           640.00         SE           130.00         SW           25.00         NW           5.00         W2SWNE           125.00         NW           5.00         W2SWNE           125.00         NW           3.00         SWSE           155.00         SWSE           155.00         SENW           60.00         W2NW           10.00         N2NESW           55.00         W2SW           11.00         N2NWNW           575.00         N2NWNE           40.00         SENW           40.00         SENW           40.00         NESWSE           40.00         NESWSE           40.00         NESWSE           40.00         NESWSE           40.00         NWSE           <	Acres         Govt Lot         Qtr Sec         Sec           320.00         NENE         27           26.00         SWNE         27           40.00         SENW         27           320.00         S2         27           40.00         NESE         28           160.00         NESE         28           160.00         NESE         28           160.00         NESE         34           10.00         NENZNESW         34           640.00         SE         36           25.00         W2NW         36           40.00         SE         36           130.00         SW         36           25.00         NW         6           5.00         W2SWNE         18           125.00         NW         6           5.00         W2SWNE         18           155.00         SWSE         18           155.00         SWSE         18           155.00         NENW         19           10.00         N2NEW         19           10.00         N2NEWN         19           10.00         N2NEWN         19	Acres         Govt Lot         Otr Sec         Sec         Twp           320.00         W2         26         7N           10.00         NENE         27         7N           26.00         SWNE         27         7N           40.00         SENW         27         7N           320.00         SE         27         7N           40.00         NESE         28         7N           160.00         NE         34         7N           640.00         W2NW         36         7N           25.00         W2NW         36         7N           40.00         SE         36         7N           130.00         SW         36         7N           25.00         NW         6         8N           5.00         W2SWNE         18         8N           125.00         NW         6         8N           5.00         W2SWNE         18         8N           17.00         NWSE         18         8N           35.00         NENW         19         8N           35.00         NENW         19         8N           40.00         W	Acres         Govt Lot         Qtr Sec         Key         Twp         Rge           320.00         NENE         27         7N         20W           10.00         NENE         27         7N         20W           26.00         SWNE         27         7N         20W           40.00         SENW         27         7N         20W           40.00         NESE         28         7N         20W           40.00         NESE         28         7N         20W           10.00         NESE         28         7N         20W           10.00         NESE         34         7N         20W           640.00         NESE         36         7N         20W           40.00         SE         36         7N         20W           40.00         SE         36         7N         20W           130.00         W2SWNE         18         8N         19W           150.00         W2SWNE         18         8N         19W           17.00         NWSE         18         8N         19W           155.00         SW         18         8N         19W

*Place	of Use:	
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*Place of U	∪ <b>se:</b>						
<u>ID</u> 87	<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
88	320.00		S2	13	8N	20W	RAVALLI
89	80.00		E2NE	14	8N	20W	RAVALLI
90	40.00		SWNE	14	8N	20W	RAVALLI
91	40.00		SWNW	14	8N	20W	RAVALLI
92	320.00		S2	14	8N	20W	RAVALLI
93	45.00		E2NE	15	8N	20W	RAVALLI
94	640.00			23	8N	20W	RAVALLI
95	640.00			24	8N	20W	RAVALLI
96	15.00		NENE	25	8N	20W	RAVALLI
97	40.00		NWNE	25	8N	20W	RAVALLI
98	5.00		NWSENE	25	8N	20W	RAVALLI
99	25.00		SWNE	25	8N	20W	RAVALLI
100	160.00		NW	25	8N	20W	RAVALLI
101	5.00		NWNWSE	25	8N	20W	RAVALLI
102	35.00		NESW	25	8N	20W	RAVALLI
103	40.00		NWSW	25	8N	20W	RAVALLI
104	5.00		NWSESW	25	8N	20W	RAVALLI
105	35.00		SWSW	25	8N	20W	RAVALLI
106	640.00			26	8N	20W	RAVALLI
107	40.00		SENE	27	8N	20W	RAVALLI
108	640.00			35	8N	20W	RAVALLI
109	30.00		NWNW	36	8N	20W	RAVALLI
110	10.00		S2SENW	36	8N	20W	RAVALLI
111	35.00		SWNW	36	8N	20W	RAVALLI
112	20.00		NWSE	36	8N	20W	RAVALLI
113	25.00		SWSE	36	8N	20W	RAVALLI
114	160.00		SW	36	8N	20W	RAVALLI
115	640.00			3	9N	19W	RAVALLI
116	640.00			4	9N	19W	RAVALLI
117	640.00			5	9N	19W	RAVALLI
118	640.00			6	9N	19W	RAVALLI
119	640.00			7	9N	19W	RAVALLI
120	640.00			8	9N	19W	RAVALLI
121	640.00			9	9N	19W	RAVALLI
122	110.00		NE	10	9N	19W	RAVALLI
123	160.00		SE	10	9N	19W	RAVALLI
124	320.00		W2	10	9N	19W	RAVALLI
125	5.00		S2SWNW	11	9N	19W	RAVALLI
126	15.00		E2E2SE	11	9N	19W	RAVALLI
127	135.00		SW	11	9N	19W	RAVALLI
128	190.00		E2	15	9N	19W	RAVALLI
129	310.00		W2	15	9N	19W	RAVALLI

*Place	of Use:	
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	<u>County</u> RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 20.00 160.00 30.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         15.00           40.00         10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         18         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         W2NENE         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESES         29         9N         &lt;</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         18         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         W2NENE         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESES         29         9N         <

*Place	Λf	IIce.
I lace	VI.	Unc.

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge	County
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: FLOW RATE, PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

PARENT FILE FOR THIS RIGHT IS 120030-00.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE FLOW RATE OF THIS CLAIM MAY BE QUESTIONABLE. AN AMENDMENT WAS SUBMITTED ON 03/22/2000 THAT INCREASED THE FLOW RATE OF THIS CLAIM. THE AMENDMENT IS BASED ON TWO ADDITIONAL DECREED RIGHTS THAT THE CLAIMANT FAILED TO FILE ON PREVIOUSLY. THERE IS NO INFORMATION IN THE ORIGINAL CLAIM FILE REGARDING THE TWO ADDITIONAL DECREED RIGHTS.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120036-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

DECEMBER 4, 2015 76H 120037-00 Page 1 of 8

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120037-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JULY 1, 1891

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.85 CFS

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Place	of Use:
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*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

*Place of U	Jse:						
<u>ID</u> 87	<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
88	320.00		S2	13	8N	20W	RAVALLI
89	80.00		E2NE	14	8N	20W	RAVALLI
90	40.00		SWNE	14	8N	20W	RAVALLI
91	40.00		SWNW	14	8N	20W	RAVALLI
92	320.00		S2	14	8N	20W	RAVALLI
93	45.00		E2NE	15	8N	20W	RAVALLI
94	640.00			23	8N	20W	RAVALLI
95	640.00			24	8N	20W	RAVALLI
96	15.00		NENE	25	8N	20W	RAVALLI
97	40.00		NWNE	25	8N	20W	RAVALLI
98	5.00		NWSENE	25	8N	20W	RAVALLI
99	25.00		SWNE	25	8N	20W	RAVALLI
100	160.00		NW	25	8N	20W	RAVALLI
101	5.00		NWNWSE	25	8N	20W	RAVALLI
102	35.00		NESW	25	8N	20W	RAVALLI
103	40.00		NWSW	25	8N	20W	RAVALLI
104	5.00		NWSESW	25	8N	20W	RAVALLI
105	35.00		SWSW	25	8N	20W	RAVALLI
106	640.00			26	8N	20W	RAVALLI
107	40.00		SENE	27	8N	20W	RAVALLI
108	640.00			35	8N	20W	RAVALLI
109	30.00		NWNW	36	8N	20W	RAVALLI
110	10.00		S2SENW	36	8N	20W	RAVALLI
111	35.00		SWNW	36	8N	20W	RAVALLI
112	20.00		NWSE	36	8N	20W	RAVALLI
113	25.00		SWSE	36	8N	20W	RAVALLI
114	160.00		SW	36	8N	20W	RAVALLI
115	640.00			3	9N	19W	RAVALLI
116	640.00			4	9N	19W	RAVALLI
117	640.00			5	9N	19W	RAVALLI
118	640.00			6	9N	19W	RAVALLI
119	640.00			7	9N	19W	RAVALLI
120	640.00			8	9N	19W	RAVALLI
121	640.00			9	9N	19W	RAVALLI
122	110.00		NE	10	9N	19W	RAVALLI
123	160.00		SE	10	9N	19W	RAVALLI
124	320.00		W2	10	9N	19W	RAVALLI
125	5.00		S2SWNW	11	9N	19W	RAVALLI
126	15.00		E2E2SE	11	9N	19W	RAVALLI
127	135.00		SW	11	9N	19W	RAVALLI
128	190.00		E2	15	9N	19W	RAVALLI
129	310.00		W2	15	9N	19W	RAVALLI

*Place	of Use:	
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         15.00           40.00         10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	Λf	IIce.
I lace	VI.	Unc.

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	County
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

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PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120037-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120038-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7.

MCA.

Priority Date: JUNE 1, 1860

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

**Flow Rate:** 291.72 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Pla	ce	of	Use:
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*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

*Place	of Use:	
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*Place of U	Jse:						
<u>ID</u> 87	<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
88	320.00		S2	13	8N	20W	RAVALLI
89	80.00		E2NE	14	8N	20W	RAVALLI
90	40.00		SWNE	14	8N	20W	RAVALLI
91	40.00		SWNW	14	8N	20W	RAVALLI
92	320.00		S2	14	8N	20W	RAVALLI
93	45.00		E2NE	15	8N	20W	RAVALLI
94	640.00			23	8N	20W	RAVALLI
95	640.00			24	8N	20W	RAVALLI
96	15.00		NENE	25	8N	20W	RAVALLI
97	40.00		NWNE	25	8N	20W	RAVALLI
98	5.00		NWSENE	25	8N	20W	RAVALLI
99	25.00		SWNE	25	8N	20W	RAVALLI
100	160.00		NW	25	8N	20W	RAVALLI
101	5.00		NWNWSE	25	8N	20W	RAVALLI
102	35.00		NESW	25	8N	20W	RAVALLI
103	40.00		NWSW	25	8N	20W	RAVALLI
104	5.00		NWSESW	25	8N	20W	RAVALLI
105	35.00		SWSW	25	8N	20W	RAVALLI
106	640.00			26	8N	20W	RAVALLI
107	40.00		SENE	27	8N	20W	RAVALLI
108	640.00			35	8N	20W	RAVALLI
109	30.00		NWNW	36	8N	20W	RAVALLI
110	10.00		S2SENW	36	8N	20W	RAVALLI
111	35.00		SWNW	36	8N	20W	RAVALLI
112	20.00		NWSE	36	8N	20W	RAVALLI
113	25.00		SWSE	36	8N	20W	RAVALLI
114	160.00		SW	36	8N	20W	RAVALLI
115	640.00			3	9N	19W	RAVALLI
116	640.00			4	9N	19W	RAVALLI
117	640.00			5	9N	19W	RAVALLI
118	640.00			6	9N	19W	RAVALLI
119	640.00			7	9N	19W	RAVALLI
120	640.00			8	9N	19W	RAVALLI
121	640.00			9	9N	19W	RAVALLI
122	110.00		NE	10	9N	19W	RAVALLI
123	160.00		SE	10	9N	19W	RAVALLI
124	320.00		W2	10	9N	19W	RAVALLI
125	5.00		S2SWNW	11	9N	19W	RAVALLI
126	15.00		E2E2SE	11	9N	19W	RAVALLI
127	135.00		SW	11	9N	19W	RAVALLI
128	190.00		E2	15	9N	19W	RAVALLI
129	310.00		W2	15	9N	19W	RAVALLI

Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00	Acres 640.00 640.00 640.00 640.00 160.00 30.00 320.00 10.00 30.00 40.00 40.00 40.00 40.00 40.00 40.00 40.00 40.00 40.00 55.00 160.00 30.00 160.00 30.00 20.00 160.00 30.00 20.00 160.00 30.00 20.00 160.00 30.00 20.00 15.00 30.00 20.00 65.00 25.00 5.00 15.00 30.00 15.00 30.00 15.00 40.00 40.00 10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         SENE         40.00         SENE           40.00         SENE         80.00         SENE           40.00         SENE         40.00         SENE           160.00         SUNWE         20.00         NENW           20.00         NENW         55.00         E2E2           320.00         E2E2         320.00         E2           80.00         E2SW         5.00         E2SW           5.00         E2SWNW         5.00         E2SWNW <td>Acres 640.00         Govt Lot 16         Qtr Sec 16         Sec 16           640.00         17         17           640.00         19         18           640.00         NE 20         40.00         NESE 20           30.00         SESE 20         80.00         W2SE 20           320.00         W2 20         90.00         NE 21           155.00         NW 21         50.00         SW 21           45.00         NW 22         20           80.00         W2NENE 29         25.00           80.00         W2NE 29         29           80.00         W2NE 29         20           160.00         NWSE 29         20           40.00         NESE 29         20           40.00         NESE 29         30           40.00         NESE 29         30           40.00         NESE 29         30           40.00         NESE 29         30           40.00         NENW 30         30           55.00         SENE 30         30           40.00         NENW 30         30           55.00         SES2 31         1           160.00         E2E2 1         1<td>Acres         Govt Lot         Qtr Sec         Ecc         Twp           640.00         177         9N           640.00         188         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           320.00         W2         20         9N           320.00         W2         20         9N           320.00         NW         21         9N           45.00         NW         21         9N           45.00         NW         22         9N           45.00         NW         22         9N           80.00         W2NER         29         9N           40.00         NESE         29         9N           160.00         NWSE         29         9N           40.00         NENEW         30         9N           40.00         NENW         30         <t< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           320.00         W2         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           45.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         SENE         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N</td></t<></td></td>	Acres 640.00         Govt Lot 16         Qtr Sec 16         Sec 16           640.00         17         17           640.00         19         18           640.00         NE 20         40.00         NESE 20           30.00         SESE 20         80.00         W2SE 20           320.00         W2 20         90.00         NE 21           155.00         NW 21         50.00         SW 21           45.00         NW 22         20           80.00         W2NENE 29         25.00           80.00         W2NE 29         29           80.00         W2NE 29         20           160.00         NWSE 29         20           40.00         NESE 29         20           40.00         NESE 29         30           40.00         NESE 29         30           40.00         NESE 29         30           40.00         NESE 29         30           40.00         NENW 30         30           55.00         SENE 30         30           40.00         NENW 30         30           55.00         SES2 31         1           160.00         E2E2 1         1 <td>Acres         Govt Lot         Qtr Sec         Ecc         Twp           640.00         177         9N           640.00         188         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           320.00         W2         20         9N           320.00         W2         20         9N           320.00         NW         21         9N           45.00         NW         21         9N           45.00         NW         22         9N           45.00         NW         22         9N           80.00         W2NER         29         9N           40.00         NESE         29         9N           160.00         NWSE         29         9N           40.00         NENEW         30         9N           40.00         NENW         30         <t< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           320.00         W2         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           45.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         SENE         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N</td></t<></td>	Acres         Govt Lot         Qtr Sec         Ecc         Twp           640.00         177         9N           640.00         188         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           320.00         W2         20         9N           320.00         W2         20         9N           320.00         NW         21         9N           45.00         NW         21         9N           45.00         NW         22         9N           45.00         NW         22         9N           80.00         W2NER         29         9N           40.00         NESE         29         9N           160.00         NWSE         29         9N           40.00         NENEW         30         9N           40.00         NENW         30 <t< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           320.00         W2         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           45.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         SENE         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N</td></t<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           320.00         W2         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           45.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         SENE         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N

*P	lace	of	Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

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PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120038-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120039-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JULY 1, 1891

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.85 CFS

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Place	e of	Use:
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"Place of	use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	<u>Twp</u> 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 320.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         \$2           45.00         E2NE           640.00         NENE           640.00         NWSENE           5.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NESW           40.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWSE           160.00         SE           320.00         W2           5.00         S2SWNW           15.00         S2SWNW           15.00         SW	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         Sec NWNW           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSEW         25           35.00         NWSESW         25           640.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSE	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         13 38N           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$23         8N           640.00         \$23         8N           640.00         \$24         8N           15.00         \$NENE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWSWW         25         8N           40.00         \$NWSESW         25         8N           35.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

*Pla	ace	of	Use:
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         15.00           40.00         10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	of	Use:
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1 14400 01	esc.						
<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<b>Rge</b>	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120039-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120040-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 1, 1860

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 145.86 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Pla	ce	of	Use:
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"Place of	use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	<u>Twp</u> 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

*Place	of Use:	
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*Place of U	U <b>se:</b>						
<u>ID</u> 87	<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
88	320.00		S2	13	8N	20W	RAVALLI
89	80.00		E2NE	14	8N	20W	RAVALLI
90	40.00		SWNE	14	8N	20W	RAVALLI
91	40.00		SWNW	14	8N	20W	RAVALLI
92	320.00		S2	14	8N	20W	RAVALLI
93	45.00		E2NE	15	8N	20W	RAVALLI
94	640.00			23	8N	20W	RAVALLI
95	640.00			24	8N	20W	RAVALLI
96	15.00		NENE	25	8N	20W	RAVALLI
97	40.00		NWNE	25	8N	20W	RAVALLI
98	5.00		NWSENE	25	8N	20W	RAVALLI
99	25.00		SWNE	25	8N	20W	RAVALLI
100	160.00		NW	25	8N	20W	RAVALLI
101	5.00		NWNWSE	25	8N	20W	RAVALLI
102	35.00		NESW	25	8N	20W	RAVALLI
103	40.00		NWSW	25	8N	20W	RAVALLI
104	5.00		NWSESW	25	8N	20W	RAVALLI
105	35.00		SWSW	25	8N	20W	RAVALLI
106	640.00			26	8N	20W	RAVALLI
107	40.00		SENE	27	8N	20W	RAVALLI
108	640.00			35	8N	20W	RAVALLI
109	30.00		NWNW	36	8N	20W	RAVALLI
110	10.00		S2SENW	36	8N	20W	RAVALLI
111	35.00		SWNW	36	8N	20W	RAVALLI
112	20.00		NWSE	36	8N	20W	RAVALLI
113	25.00		SWSE	36	8N	20W	RAVALLI
114	160.00		SW	36	8N	20W	RAVALLI
115	640.00			3	9N	19W	RAVALLI
116	640.00			4	9N	19W	RAVALLI
117	640.00			5	9N	19W	RAVALLI
118	640.00			6	9N	19W	RAVALLI
119	640.00			7	9N	19W	RAVALLI
120	640.00			8	9N	19W	RAVALLI
121	640.00			9	9N	19W	RAVALLI
122	110.00		NE	10	9N	19W	RAVALLI
123	160.00		SE	10	9N	19W	RAVALLI
124	320.00		W2	10	9N	19W	RAVALLI
125	5.00		S2SWNW	11	9N	19W	RAVALLI
126	15.00		E2E2SE	11	9N	19W	RAVALLI
127	135.00		SW	11	9N	19W	RAVALLI
128	190.00		E2	15	9N	19W	RAVALLI
129	310.00		W2	15	9N	19W	RAVALLI

*Place of Use	::	
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"Place of C	Jse:							
<u>ID</u> 130	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI	
131	640.00			17	9N	19W	RAVALLI	
132	640.00			18	9N	19W	RAVALLI	
133	640.00			19	9N	19W	RAVALLI	
134	160.00		NE	20	9N	19W	RAVALLI	
135	40.00		NESE	20	9N	19W	RAVALLI	
136	30.00		SESE	20	9N	19W	RAVALLI	
137	80.00		W2SE	20	9N	19W	RAVALLI	
138	320.00		W2	20	9N	19W	RAVALLI	
139	90.00		NE	21	9N	19W	RAVALLI	
140	155.00		NW	21	9N	19W	RAVALLI	
141	50.00		SW	21	9N	19W	RAVALLI	
142	45.00		NW	22	9N	19W	RAVALLI	
143	10.00		W2NENE	29	9N	19W	RAVALLI	
144	25.00		SENE	29	9N	19W	RAVALLI	
145	80.00		W2NE	29	9N	19W	RAVALLI	
146	160.00		NW	29	9N	19W	RAVALLI	
147	40.00		NESE	29	9N	19W	RAVALLI	
148	20.00		NWSE	29	9N	19W	RAVALLI	
149	10.00		N2SESE	29	9N	19W	RAVALLI	
150	80.00		N2NE	30	9N	19W	RAVALLI	
151	40.00		SENE	30	9N	19W	RAVALLI	
152	40.00		NENW	30	9N	19W	RAVALLI	
153	55.00		S2S2	31	9N	19W	RAVALLI	
154	160.00		E2E2	1	9N	20W	RAVALLI	
155	30.00		SWNE	1	9N	20W	RAVALLI	
156	20.00		N2NWSE	1	9N	20W	RAVALLI	
157	160.00		E2E2	12	9N	20W	RAVALLI	
158	320.00		E2	13	9N	20W	RAVALLI	
159	160.00		NW	13	9N	20W	RAVALLI	
160	80.00		E2SW	13	9N	20W	RAVALLI	
161	320.00		E2	24	9N	20W	RAVALLI	
162	80.00		E2NW	24	9N	20W	RAVALLI	
163	20.00		E2SWNW	24	9N	20W	RAVALLI	
164	65.00		S2SE	36	9N	20W	RAVALLI	
165	25.00		SESW	36	9N	20W	RAVALLI	
166	5.00		E2SESWSW	36	9N	20W	RAVALLI	
167	15.00		SWSE	7	10N	19W	RAVALLI	
168	30.00		S2SW	7	10N	19W	RAVALLI	
169	15.00		S2NWSE	8	10N	19W	RAVALLI	
170	40.00		SWSE	8	10N	19W	RAVALLI	
171	10.00		S2NESW	8	10N	19W	RAVALLI	
172	40.00		SESW	8	10N	19W	RAVALLI	

*Place	of	Use:
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1 1400 01	CDC.						
<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<b>Sec</b>	Twp	Rge	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

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PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120040-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

DECEMBER 4, 2015 76H 120041-00 Page 1 of 8

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120041-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 9, 1888

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 112.20 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Place	of U	se:
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*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

*Place	of	Use:
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Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 320.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         \$2           45.00         E2NE           640.00         NENE           640.00         NWSENE           5.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NESW           40.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWSE           160.00         SE           320.00         W2           5.00         S2SWNW           15.00         S2SWNW           15.00         SW	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         Sec NWNW           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSEW         25           35.00         NWSESW         25           640.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSE	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         13 38N           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$23         8N           640.00         \$23         8N           640.00         \$24         8N           15.00         \$NENE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWSWW         25         8N           40.00         \$NWSESW         25         8N           35.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

*Place	of Use:	
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         15.00           40.00         10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	Λf	IIce.
I lace	VI.	Unc.

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	Rge	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

.....

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120041-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

DECEMBER 4, 2015 76H 120042-00 Page 1 of 8

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120042-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JULY 1, 1891

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 359.04 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Place	of Use:	
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"Place of	use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	<u>Twp</u> 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

*Place	of Use:	
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Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 320.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         \$2           45.00         E2NE           640.00         NENE           640.00         NWSENE           5.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NESW           40.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWSE           160.00         SE           320.00         W2           5.00         S2SWNW           15.00         S2SWNW           15.00         SW	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         Sec NWNW           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSEW         25           35.00         NWSESW         25           640.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSE	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         13 38N           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$23         8N           640.00         \$23         8N           640.00         \$24         8N           15.00         \$NENE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWSWW         25         8N           40.00         \$NWSESW         25         8N           35.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

*Place o	of Use:
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"Place of t	Use:						
<u>ID</u> 130	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
131	640.00			17	9N	19W	RAVALLI
132	640.00			18	9N	19W	RAVALLI
133	640.00			19	9N	19W	RAVALLI
134	160.00		NE	20	9N	19W	RAVALLI
135	40.00		NESE	20	9N	19W	RAVALLI
136	30.00		SESE	20	9N	19W	RAVALLI
137	80.00		W2SE	20	9N	19W	RAVALLI
138	320.00		W2	20	9N	19W	RAVALLI
139	90.00		NE	21	9N	19W	RAVALLI
140	155.00		NW	21	9N	19W	RAVALLI
141	50.00		SW	21	9N	19W	RAVALLI
142	45.00		NW	22	9N	19W	RAVALLI
143	10.00		W2NENE	29	9N	19W	RAVALLI
144	25.00		SENE	29	9N	19W	RAVALLI
145	80.00		W2NE	29	9N	19W	RAVALLI
146	160.00		NW	29	9N	19W	RAVALLI
147	40.00		NESE	29	9N	19W	RAVALLI
148	20.00		NWSE	29	9N	19W	RAVALLI
149	10.00		N2SESE	29	9N	19W	RAVALLI
150	80.00		N2NE	30	9N	19W	RAVALLI
151	40.00		SENE	30	9N	19W	RAVALLI
152	40.00		NENW	30	9N	19W	RAVALLI
153	55.00		S2S2	31	9N	19W	RAVALLI
154	160.00		E2E2	1	9N	20W	RAVALLI
155	30.00		SWNE	1	9N	20W	RAVALLI
156	20.00		N2NWSE	1	9N	20W	RAVALLI
157	160.00		E2E2	12	9N	20W	RAVALLI
158	320.00		E2	13	9N	20W	RAVALLI
159	160.00		NW	13	9N	20W	RAVALLI
160	80.00		E2SW	13	9N	20W	RAVALLI
161	320.00		E2	24	9N	20W	RAVALLI
162	80.00		E2NW	24	9N	20W	RAVALLI
163	20.00		E2SWNW	24	9N	20W	RAVALLI
164	65.00		S2SE	36	9N	20W	RAVALLI
165	25.00		SESW	36	9N	20W	RAVALLI
166	5.00		E2SESWSW	36	9N	20W	RAVALLI
167	15.00		SWSE	7	10N	19W	RAVALLI
168	30.00		S2SW	7	10N	19W	RAVALLI
169	15.00		S2NWSE	8	10N	19W	RAVALLI
170	40.00		SWSE	8	10N	19W	RAVALLI
171	10.00		S2NESW	8	10N	19W	RAVALLI
172	40.00		SESW	8	10N	19W	RAVALLI

*Place	Λf	IIce.
I lace	VI.	Unc.

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge	County
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120042-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120043-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 9, 1888

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 56.10 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	Twp 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00         120.00         15.00         640.00         10.00         160.00         10.00         160.00         150.00         640.00         80.00         160.00         320.00         15.00         80.00         640.00         35.00         150.00         500         20.00         40.00         320.00         160.00         40.00         160.00 <td>Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 15.00 80.00 150.00 640.00 45.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 320.00 160.00 320.00 160.00 160.00 320.00 160.00</td> <td>Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2N2           100.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SW           640.00         SE           320.00         E2           15.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         E2W2           160.00         NE           80.00         E2SE           40.00         SESW           10.00         E2SE</td> <td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SURE         3           320.00         SE         3           320.00         SE         3           320.00         E2SENW         10           80.00         SEXW         1           45.00         W2NE         12           160.00         NW         12           150.00         W2SE         12           150.00         W2SE         12           150.00         NENWNE         13           20.00         NENWNE         13           40.00         NWNW         13     &lt;</td> <td>Acres         Govt Lot         Qtr Sec         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         2         6N           10.00         N2NENE         10         6N           160.00         N2NENE         10         6N           100.00         NWNWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         SWSE         1         7N           640.00         SESENW         10         7N           10.00         SWSE         12         7N           10.00</td> <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           640.00         N2NENE         10         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         11         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           150.00         E2SEN         10         7N         20W           150.00</td>	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 15.00 80.00 150.00 640.00 45.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 320.00 160.00 320.00 160.00 160.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2N2           100.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SW           640.00         SE           320.00         E2           15.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         E2W2           160.00         NE           80.00         E2SE           40.00         SESW           10.00         E2SE	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SURE         3           320.00         SE         3           320.00         SE         3           320.00         E2SENW         10           80.00         SEXW         1           45.00         W2NE         12           160.00         NW         12           150.00         W2SE         12           150.00         W2SE         12           150.00         NENWNE         13           20.00         NENWNE         13           40.00         NWNW         13     <	Acres         Govt Lot         Qtr Sec         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         2         6N           10.00         N2NENE         10         6N           160.00         N2NENE         10         6N           100.00         NWNWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         SWSE         1         7N           640.00         SESENW         10         7N           10.00         SWSE         12         7N           10.00	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           640.00         N2NENE         10         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         11         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           150.00         E2SEN         10         7N         20W           150.00

*Pla	ce	of	Use:
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"Place of	use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	<u>Twp</u> 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 320.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         \$2           45.00         E2NE           640.00         NENE           640.00         NWSENE           5.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NESW           40.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWSE           160.00         SE           320.00         W2           5.00         S2SWNW           15.00         S2SWNW           15.00         SW	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         Sec NWNW           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSEW         25           35.00         NWSESW         25           640.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSE	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         13 38N           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$23         8N           640.00         \$23         8N           640.00         \$24         8N           15.00         \$NENE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWSWW         25         8N           40.00         \$NWSESW         25         8N           35.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

*Place	of Use	:
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         15.00           40.00         10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	Λf	IIce.
I lace	VI.	Unc.

1 14400 01	esc.						
<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<b>Rge</b>	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 12/26/2014.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

......

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120043-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120044-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JULY 1, 1891

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 112.20 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	Twp 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00         120.00         15.00         640.00         10.00         160.00         10.00         160.00         150.00         640.00         80.00         160.00         320.00         15.00         80.00         640.00         35.00         150.00         500         20.00         40.00         320.00         160.00         40.00         160.00 <td>Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 15.00 80.00 150.00 640.00 45.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 320.00 160.00 320.00 160.00 160.00 320.00 160.00</td> <td>Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2N2           100.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SW           640.00         SE           320.00         E2           15.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         E2W2           160.00         NE           80.00         E2SE           40.00         SESW           10.00         E2SE</td> <td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SURE         3           320.00         SE         3           320.00         SE         3           320.00         E2SENW         10           80.00         SEXW         1           45.00         W2NE         12           160.00         NW         12           150.00         W2SE         12           150.00         W2SE         12           150.00         NENWNE         13           20.00         NENWNE         13           40.00         NWNW         13     &lt;</td> <td>Acres         Govt Lot         Qtr Sec         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         2         6N           10.00         N2NENE         10         6N           160.00         N2NENE         10         6N           100.00         NWNWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         SWSE         1         7N           640.00         SESENW         10         7N           10.00         SWSE         12         7N           10.00</td> <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           640.00         N2NENE         10         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         11         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           150.00         E2SEN         10         7N         20W           150.00</td>	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 15.00 80.00 150.00 640.00 45.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 320.00 160.00 320.00 160.00 160.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2N2           100.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SW           640.00         SE           320.00         E2           15.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         E2W2           160.00         NE           80.00         E2SE           40.00         SESW           10.00         E2SE	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SURE         3           320.00         SE         3           320.00         SE         3           320.00         E2SENW         10           80.00         SEXW         1           45.00         W2NE         12           160.00         NW         12           150.00         W2SE         12           150.00         W2SE         12           150.00         NENWNE         13           20.00         NENWNE         13           40.00         NWNW         13     <	Acres         Govt Lot         Qtr Sec         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         2         6N           10.00         N2NENE         10         6N           160.00         N2NENE         10         6N           100.00         NWNWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         SWSE         1         7N           640.00         SESENW         10         7N           10.00         SWSE         12         7N           10.00	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           640.00         N2NENE         10         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         11         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           150.00         E2SEN         10         7N         20W           150.00

*Place	of Use:	
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*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

*Place of U	Jse:						
<u>ID</u> 87	<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
88	320.00		S2	13	8N	20W	RAVALLI
89	80.00		E2NE	14	8N	20W	RAVALLI
90	40.00		SWNE	14	8N	20W	RAVALLI
91	40.00		SWNW	14	8N	20W	RAVALLI
92	320.00		S2	14	8N	20W	RAVALLI
93	45.00		E2NE	15	8N	20W	RAVALLI
94	640.00			23	8N	20W	RAVALLI
95	640.00			24	8N	20W	RAVALLI
96	15.00		NENE	25	8N	20W	RAVALLI
97	40.00		NWNE	25	8N	20W	RAVALLI
98	5.00		NWSENE	25	8N	20W	RAVALLI
99	25.00		SWNE	25	8N	20W	RAVALLI
100	160.00		NW	25	8N	20W	RAVALLI
101	5.00		NWNWSE	25	8N	20W	RAVALLI
102	35.00		NESW	25	8N	20W	RAVALLI
103	40.00		NWSW	25	8N	20W	RAVALLI
104	5.00		NWSESW	25	8N	20W	RAVALLI
105	35.00		SWSW	25	8N	20W	RAVALLI
106	640.00			26	8N	20W	RAVALLI
107	40.00		SENE	27	8N	20W	RAVALLI
108	640.00			35	8N	20W	RAVALLI
109	30.00		NWNW	36	8N	20W	RAVALLI
110	10.00		S2SENW	36	8N	20W	RAVALLI
111	35.00		SWNW	36	8N	20W	RAVALLI
112	20.00		NWSE	36	8N	20W	RAVALLI
113	25.00		SWSE	36	8N	20W	RAVALLI
114	160.00		SW	36	8N	20W	RAVALLI
115	640.00			3	9N	19W	RAVALLI
116	640.00			4	9N	19W	RAVALLI
117	640.00			5	9N	19W	RAVALLI
118	640.00			6	9N	19W	RAVALLI
119	640.00			7	9N	19W	RAVALLI
120	640.00			8	9N	19W	RAVALLI
121	640.00			9	9N	19W	RAVALLI
122	110.00		NE	10	9N	19W	RAVALLI
123	160.00		SE	10	9N	19W	RAVALLI
124	320.00		W2	10	9N	19W	RAVALLI
125	5.00		S2SWNW	11	9N	19W	RAVALLI
126	15.00		E2E2SE	11	9N	19W	RAVALLI
127	135.00		SW	11	9N	19W	RAVALLI
128	190.00		E2	15	9N	19W	RAVALLI
129	310.00		W2	15	9N	19W	RAVALLI

*Place	of Use:	
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         15.00           40.00         10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	Λf	IIce.
I lace	VI.	Unc.

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	Rge	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 12/26/2014.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

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PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120044-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120045-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 1, 1862

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 224.40 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	Twp 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*P	ace	of	Use:

of Use:						
<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
10.00		NENE	27	7N	20W	RAVALLI
26.00		SWNE	27	7N	20W	RAVALLI
40.00		SENW	27	7N	20W	RAVALLI
320.00		S2	27	7N	20W	RAVALLI
40.00		NESE	28	7N	20W	RAVALLI
160.00		NE	34	7N	20W	RAVALLI
10.00		N2N2NESW	34	7N	20W	RAVALLI
640.00			35	7N	20W	RAVALLI
25.00		W2NW	36	7N	20W	RAVALLI
40.00		SE	36	7N	20W	RAVALLI
130.00		SW	36	7N	20W	RAVALLI
25.00		NW	6	8N	19W	RAVALLI
5.00		W2SWNE	18	8N	19W	RAVALLI
125.00		NW	18	8N	19W	RAVALLI
17.00		NWSE	18	8N	19W	RAVALLI
3.00		SWSE	18	8N	19W	RAVALLI
155.00		SW	18	8N	19W	RAVALLI
35.00		NENW	19	8N	19W	RAVALLI
30.00		SENW	19	8N	19W	RAVALLI
60.00		W2NW	19	8N	19W	RAVALLI
10.00		N2NESW	19	8N	19W	RAVALLI
55.00		W2SW	19	8N	19W	RAVALLI
11.00		N2NWNW	30	8N	19W	RAVALLI
575.00			1	8N	20W	RAVALLI
160.00		E2E2	2	8N	20W	RAVALLI
15.00		N2NWNE	2	8N	20W	RAVALLI
40.00		SWNE	2	8N	20W	RAVALLI
40.00		SENW	2	8N	20W	RAVALLI
40.00		NWSE	2	8N	20W	RAVALLI
5.00		NESWSE	2	8N	20W	RAVALLI
40.00		NESW	2	8N	20W	RAVALLI
160.00		E2E2	11	8N	20W	RAVALLI
25.00		NWNE	12	8N	20W	RAVALLI
20.00		SWNE	12	8N	20W	RAVALLI
160.00		NW	12	8N	20W	RAVALLI
15.00		NWSE	12	8N	20W	RAVALLI
5.00		NWSWSE	12	8N	20W	RAVALLI
155.00		SW	12	8N	20W	RAVALLI
160.00		S2N2	13	8N	20W	RAVALLI
30.00		NENE	13	8N	20W	RAVALLI
20.00		NWNE	13	8N	20W	RAVALLI
30.00		NENW	13	8N	20W	RAVALLI
	Acres 320.00 10.00 26.00 40.00 160.00 10.00 640.00 25.00 40.00 130.00 25.00 17.00 3.00 17.00 35.00 35.00 35.00 35.00 10.00 55.00 11.00 575.00 160.00 40.00 40.00 40.00 40.00 40.00 15.00 40.00 50.00 15.00 40.00 4	Acres 320.00 10.00 26.00 40.00 320.00 40.00 160.00 10.00 640.00 25.00 40.00 130.00 25.00 17.00 3.00 155.00 30.00 60.00 11.00 55.00 11.00 575.00 160.00 40.00 40.00 40.00 40.00 40.00 40.00 15.00 25.00 20.00 160.00 15.00 30.00 25.00 20.00 160.00 25.00 20.00 160.00 25.00 20.00 160.00 25.00 20.00 160.00 30.00 20.00	Acres         Govt Lot         Qtr Sec           320.00         W2           10.00         NENE           26.00         SWNE           40.00         SENW           320.00         S2           40.00         NESE           160.00         NE           10.00         N2N2NESW           640.00         SE           130.00         SW           25.00         NW           5.00         W2SWNE           125.00         NW           5.00         W2SWNE           125.00         NW           3.00         SWSE           155.00         SWSE           155.00         SENW           60.00         W2NW           10.00         N2NESW           55.00         W2SW           11.00         N2NWNW           575.00         N2NWNE           40.00         SENW           40.00         SENW           40.00         NESWSE           40.00         NESWSE           40.00         NESWSE           40.00         NESWSE           40.00         NWSE           <	Acres         Govt Lot         Qtr Sec         Sec           320.00         NENE         27           26.00         SWNE         27           40.00         SENW         27           320.00         S2         27           40.00         NESE         28           160.00         NESE         28           160.00         NESE         28           160.00         NESE         34           10.00         NENZNESW         34           640.00         SE         36           25.00         W2NW         36           40.00         SE         36           130.00         SW         36           25.00         NW         6           5.00         W2SWNE         18           125.00         NW         6           5.00         W2SWNE         18           155.00         SWSE         18           155.00         SWSE         18           155.00         NENW         19           10.00         N2NEW         19           10.00         N2NEWN         19           10.00         N2NEWN         19	Acres         Govt Lot         Otr Sec         Sec         Twp           320.00         W2         26         7N           10.00         NENE         27         7N           26.00         SWNE         27         7N           40.00         SENW         27         7N           320.00         SE         27         7N           40.00         NESE         28         7N           160.00         NE         34         7N           640.00         W2NW         36         7N           25.00         W2NW         36         7N           40.00         SE         36         7N           130.00         SW         36         7N           25.00         NW         6         8N           5.00         W2SWNE         18         8N           125.00         NW         6         8N           5.00         W2SWNE         18         8N           17.00         NWSE         18         8N           35.00         NENW         19         8N           35.00         NENW         19         8N           40.00         W	Acres         Govt Lot         Qtr Sec         Key         Twp         Rge           320.00         NENE         27         7N         20W           10.00         NENE         27         7N         20W           26.00         SWNE         27         7N         20W           40.00         SENW         27         7N         20W           40.00         NESE         28         7N         20W           40.00         NESE         28         7N         20W           10.00         NESE         28         7N         20W           10.00         NESE         34         7N         20W           640.00         NESE         36         7N         20W           40.00         SE         36         7N         20W           40.00         SE         36         7N         20W           130.00         W2SWNE         18         8N         19W           150.00         W2SWNE         18         8N         19W           17.00         NWSE         18         8N         19W           155.00         SW         18         8N         19W

*Place of Use	::	
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f Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	Twp 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 40.00 640.00 640.00 15.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 640.00 640.00 640.00 640.00 35.00 25.00 160.00 35.00 20.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         S2           45.00         E2NE           640.00         E2NE           640.00         NWNE           40.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NWSW           5.00         NWSW           5.00         NWSW           5.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         SZSENW           35.00         SWNW           20.00         NWSE           25.00         SWSE           160.00         SW           640.00         640.00           640.00         640.00           640.00         640.00           640.00         SE           320.00         W2           5.00         SZSWNW           <	Acres         Govt Lot         Qtr Sec         Sec           40.00         NWNW         13           320.00         S2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           25.00         SWNE         25           160.00         NWSENE         25           35.00         NWSWW         25           35.00         NWSWW         25           40.00         NWSESW         25           35.00         NWSESW         25           40.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSW         36      <	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         Twp 13           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$E2NE         15         8N           640.00         \$WNE         25         8N           40.00         \$NWNE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWNWSE         25         8N           40.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW         36         8N <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

*Place	of Use:	
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         40.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           160.00         NESE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         N2SESE         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         NENE         30           40.00         SENE         30           40.00         NENW         3           55.00         S2S2         31           160.00         <	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	of	Use:
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<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120045-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

DECEMBER 4, 2015 76H 120046-00 Page 1 of 8

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120046-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JULY 1, 1891

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.00 CFS

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	Twp 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 150.00 640.00 45.00 150.00 640.00 40.00 20.00 40.00 20.00 40.00 160.00 320.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 15.00 80.00 150.00 640.00 45.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 320.00 160.00 320.00 160.00 160.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2N2           100.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SW           640.00         SE           320.00         E2           15.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         E2W2           160.00         NE           80.00         E2SE           40.00         SESW           10.00         E2SE	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SURE         3           320.00         SE         3           320.00         SE         3           320.00         E2SENW         10           80.00         SEXW         1           45.00         W2NE         12           160.00         NW         12           150.00         W2SE         12           150.00         W2SE         12           150.00         NENWNE         13           20.00         NENWNE         13           40.00         NWNW         13     <	Acres         Govt Lot         Qtr Sec         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         2         6N           10.00         N2NENE         10         6N           160.00         N2NENE         10         6N           100.00         NWNWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         SWSE         1         7N           640.00         SESENW         10         7N           10.00         SWSE         12         7N           10.00	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           640.00         N2NENE         10         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         11         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           150.00         E2SEN         10         7N         20W           150.00

*Place	of Use:	
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*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

*Place	of Use:	
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Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 320.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         \$2           45.00         E2NE           640.00         NENE           640.00         NWSENE           5.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NESW           40.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWSE           160.00         SE           320.00         W2           5.00         S2SWNW           15.00         S2SWNW           15.00         SW	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         Sec NWNW           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSEW         25           35.00         NWSESW         25           640.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSE	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         13 38N           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$23         8N           640.00         \$23         8N           640.00         \$24         8N           15.00         \$NENE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWSWW         25         8N           40.00         \$NWSESW         25         8N           35.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

*Place	of Use:	
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         15.00           40.00         10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	Λf	IIce.
I lace	VI.	Unc.

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

.....

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120046-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120047-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: NOVEMBER 10, 1884

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.02 CFS

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	Twp 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Place	of U	se:
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*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

I lace of	OSC.						
<u>ID</u> 87	<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
88	320.00		S2	13	8N	20W	RAVALLI
89	80.00		E2NE	14	8N	20W	RAVALLI
90	40.00		SWNE	14	8N	20W	RAVALLI
91	40.00		SWNW	14	8N	20W	RAVALLI
92	320.00		S2	14	8N	20W	RAVALLI
93	45.00		E2NE	15	8N	20W	RAVALLI
94	640.00			23	8N	20W	RAVALLI
95	640.00			24	8N	20W	RAVALLI
96	15.00		NENE	25	8N	20W	RAVALLI
97	40.00		NWNE	25	8N	20W	RAVALLI
98	5.00		NWSENE	25	8N	20W	RAVALLI
99	25.00		SWNE	25	8N	20W	RAVALLI
100	160.00		NW	25	8N	20W	RAVALLI
101	5.00		NWNWSE	25	8N	20W	RAVALLI
102	35.00		NESW	25	8N	20W	RAVALLI
103	40.00		NWSW	25	8N	20W	RAVALLI
104	5.00		NWSESW	25	8N	20W	RAVALLI
105	35.00		SWSW	25	8N	20W	RAVALLI
106	640.00			26	8N	20W	RAVALLI
107	40.00		SENE	27	8N	20W	RAVALLI
108	640.00			35	8N	20W	RAVALLI
109	30.00		NWNW	36	8N	20W	RAVALLI
110	10.00		S2SENW	36	8N	20W	RAVALLI
111	35.00		SWNW	36	8N	20W	RAVALLI
112	20.00		NWSE	36	8N	20W	RAVALLI
113	25.00		SWSE	36	8N	20W	RAVALLI
114	160.00		SW	36	8N	20W	RAVALLI
115	640.00			3	9N	19W	RAVALLI
116	640.00			4	9N	19W	RAVALLI
117	640.00			5	9N	19W	RAVALLI
118	640.00			6	9N	19W	RAVALLI
119	640.00			7	9N	19W	RAVALLI
120	640.00			8	9N	19W	RAVALLI
121	640.00			9	9N	19W	RAVALLI
122	110.00		NE	10	9N	19W	RAVALLI
123	160.00		SE	10	9N	19W	RAVALLI
124	320.00		W2	10	9N	19W	RAVALLI
125	5.00		S2SWNW	11	9N	19W	RAVALLI
126	15.00		E2E2SE	11	9N	19W	RAVALLI
127	135.00		SW	11	9N	19W	RAVALLI
128	190.00		E2	15	9N	19W	RAVALLI
129	310.00		W2	15	9N	19W	RAVALLI

*Place	of Use:	
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         15.00           40.00         10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	Λf	IIce.
I lace	VI.	Unc.

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 03/26/2015.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

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PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120047-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

DECEMBER 4, 2015 76H 120048-00 Page 1 of 8

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120048-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: MAY 1, 1891

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.50 CFS

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	Twp 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Place	of	Use:
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"Place of	use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	<u>Twp</u> 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

*Place	of Use:	
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*Place of U	U <b>se:</b>						
<u>ID</u> 87	<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
88	320.00		S2	13	8N	20W	RAVALLI
89	80.00		E2NE	14	8N	20W	RAVALLI
90	40.00		SWNE	14	8N	20W	RAVALLI
91	40.00		SWNW	14	8N	20W	RAVALLI
92	320.00		S2	14	8N	20W	RAVALLI
93	45.00		E2NE	15	8N	20W	RAVALLI
94	640.00			23	8N	20W	RAVALLI
95	640.00			24	8N	20W	RAVALLI
96	15.00		NENE	25	8N	20W	RAVALLI
97	40.00		NWNE	25	8N	20W	RAVALLI
98	5.00		NWSENE	25	8N	20W	RAVALLI
99	25.00		SWNE	25	8N	20W	RAVALLI
100	160.00		NW	25	8N	20W	RAVALLI
101	5.00		NWNWSE	25	8N	20W	RAVALLI
102	35.00		NESW	25	8N	20W	RAVALLI
103	40.00		NWSW	25	8N	20W	RAVALLI
104	5.00		NWSESW	25	8N	20W	RAVALLI
105	35.00		SWSW	25	8N	20W	RAVALLI
106	640.00			26	8N	20W	RAVALLI
107	40.00		SENE	27	8N	20W	RAVALLI
108	640.00			35	8N	20W	RAVALLI
109	30.00		NWNW	36	8N	20W	RAVALLI
110	10.00		S2SENW	36	8N	20W	RAVALLI
111	35.00		SWNW	36	8N	20W	RAVALLI
112	20.00		NWSE	36	8N	20W	RAVALLI
113	25.00		SWSE	36	8N	20W	RAVALLI
114	160.00		SW	36	8N	20W	RAVALLI
115	640.00			3	9N	19W	RAVALLI
116	640.00			4	9N	19W	RAVALLI
117	640.00			5	9N	19W	RAVALLI
118	640.00			6	9N	19W	RAVALLI
119	640.00			7	9N	19W	RAVALLI
120	640.00			8	9N	19W	RAVALLI
121	640.00			9	9N	19W	RAVALLI
122	110.00		NE	10	9N	19W	RAVALLI
123	160.00		SE	10	9N	19W	RAVALLI
124	320.00		W2	10	9N	19W	RAVALLI
125	5.00		S2SWNW	11	9N	19W	RAVALLI
126	15.00		E2E2SE	11	9N	19W	RAVALLI
127	135.00		SW	11	9N	19W	RAVALLI
128	190.00		E2	15	9N	19W	RAVALLI
129	310.00		W2	15	9N	19W	RAVALLI

*Pla	ace	of	Use:
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         15.00           40.00         10.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

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ホレ	200	Λt	Use:

1 14400 01	esc.						
<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<b>Rge</b>	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120048-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

DECEMBER 4, 2015 76H 120049-00 Page 1 of 8

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120049-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JULY 1, 1892

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 3.00 CFS

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

*Place of	f Use:
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"Place of	i Use:						
<u>ID</u> 1	<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
2	120.00		NW	1	6N	20W	RAVALLI
3	15.00		W2NWSW	1	6N	20W	RAVALLI
4	640.00			2	6N	20W	RAVALLI
5	10.00		N2NENE	10	6N	20W	RAVALLI
6	160.00		N2	11	6N	20W	RAVALLI
7	100.00		N2N2	12	6N	20W	RAVALLI
8	5.00		NWNWNE	1	7N	20W	RAVALLI
9	10.00		W2SWNE	1	7N	20W	RAVALLI
10	160.00		NW	1	7N	20W	RAVALLI
11	10.00		SWSE	1	7N	20W	RAVALLI
12	150.00		SW	1	7N	20W	RAVALLI
13	640.00			2	7N	20W	RAVALLI
14	80.00		S2NE	3	7N	20W	RAVALLI
15	160.00		SE	3	7N	20W	RAVALLI
16	320.00		E2	10	7N	20W	RAVALLI
17	15.00		E2SENW	10	7N	20W	RAVALLI
18	80.00		E2SW	10	7N	20W	RAVALLI
19	640.00			11	7N	20W	RAVALLI
20	45.00		W2NE	12	7N	20W	RAVALLI
21	160.00		NW	12	7N	20W	RAVALLI
22	55.00		W2SE	12	7N	20W	RAVALLI
23	150.00		SW	12	7N	20W	RAVALLI
24	5.00		NENWNE	13	7N	20W	RAVALLI
25	20.00		NENW	13	7N	20W	RAVALLI
26	40.00		NWNW	13	7N	20W	RAVALLI
27	20.00		SWNW	13	7N	20W	RAVALLI
28	40.00		W2SW	13	7N	20W	RAVALLI
29	640.00			14	7N	20W	RAVALLI
30	320.00		E2	15	7N	20W	RAVALLI
31	160.00		E2W2	15	7N	20W	RAVALLI
32	160.00		NE	22	7N	20W	RAVALLI
33	80.00		E2SE	22	7N	20W	RAVALLI
34	40.00		SESW	22	7N	20W	RAVALLI
35	10.00		E2SWSW	22	7N	20W	RAVALLI
36	140.00		NE	23	7N	20W	RAVALLI
37	130.00		SE	23	7N	20W	RAVALLI
38	320.00		W2	23	7N	20W	RAVALLI
39	5.00		NWNWNW	24	7N	20W	RAVALLI
40	5.00		W2W2NW	25	7N	20W	RAVALLI
41	10.00		S2SWSW	25	7N	20W	RAVALLI
42	145.00		NE	26	7N	20W	RAVALLI
43	135.00		SE	26	7N	20W	RAVALLI

*Place	of Use:	
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*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

*Place of U	Jse:						
<u>ID</u> 87	<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
88	320.00		S2	13	8N	20W	RAVALLI
89	80.00		E2NE	14	8N	20W	RAVALLI
90	40.00		SWNE	14	8N	20W	RAVALLI
91	40.00		SWNW	14	8N	20W	RAVALLI
92	320.00		S2	14	8N	20W	RAVALLI
93	45.00		E2NE	15	8N	20W	RAVALLI
94	640.00			23	8N	20W	RAVALLI
95	640.00			24	8N	20W	RAVALLI
96	15.00		NENE	25	8N	20W	RAVALLI
97	40.00		NWNE	25	8N	20W	RAVALLI
98	5.00		NWSENE	25	8N	20W	RAVALLI
99	25.00		SWNE	25	8N	20W	RAVALLI
100	160.00		NW	25	8N	20W	RAVALLI
101	5.00		NWNWSE	25	8N	20W	RAVALLI
102	35.00		NESW	25	8N	20W	RAVALLI
103	40.00		NWSW	25	8N	20W	RAVALLI
104	5.00		NWSESW	25	8N	20W	RAVALLI
105	35.00		SWSW	25	8N	20W	RAVALLI
106	640.00			26	8N	20W	RAVALLI
107	40.00		SENE	27	8N	20W	RAVALLI
108	640.00			35	8N	20W	RAVALLI
109	30.00		NWNW	36	8N	20W	RAVALLI
110	10.00		S2SENW	36	8N	20W	RAVALLI
111	35.00		SWNW	36	8N	20W	RAVALLI
112	20.00		NWSE	36	8N	20W	RAVALLI
113	25.00		SWSE	36	8N	20W	RAVALLI
114	160.00		SW	36	8N	20W	RAVALLI
115	640.00			3	9N	19W	RAVALLI
116	640.00			4	9N	19W	RAVALLI
117	640.00			5	9N	19W	RAVALLI
118	640.00			6	9N	19W	RAVALLI
119	640.00			7	9N	19W	RAVALLI
120	640.00			8	9N	19W	RAVALLI
121	640.00			9	9N	19W	RAVALLI
122	110.00		NE	10	9N	19W	RAVALLI
123	160.00		SE	10	9N	19W	RAVALLI
124	320.00		W2	10	9N	19W	RAVALLI
125	5.00		S2SWNW	11	9N	19W	RAVALLI
126	15.00		E2E2SE	11	9N	19W	RAVALLI
127	135.00		SW	11	9N	19W	RAVALLI
128	190.00		E2	15	9N	19W	RAVALLI
129	310.00		W2	15	9N	19W	RAVALLI

*Place of \	Use:						
<u>ID</u> 130	<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
131	640.00			17	9N	19W	RAVALLI
132	640.00			18	9N	19W	RAVALLI
133	640.00			19	9N	19W	RAVALLI
134	160.00		NE	20	9N	19W	RAVALLI
135	40.00		NESE	20	9N	19W	RAVALLI
136	30.00		SESE	20	9N	19W	RAVALLI
137	80.00		W2SE	20	9N	19W	RAVALLI
138	320.00		W2	20	9N	19W	RAVALLI
139	90.00		NE	21	9N	19W	RAVALLI
140	155.00		NW	21	9N	19W	RAVALLI
141	50.00		SW	21	9N	19W	RAVALLI
142	45.00		NW	22	9N	19W	RAVALLI
143	10.00		W2NENE	29	9N	19W	RAVALLI
144	25.00		SENE	29	9N	19W	RAVALLI
145	80.00		W2NE	29	9N	19W	RAVALLI
146	160.00		NW	29	9N	19W	RAVALLI
147	40.00		NESE	29	9N	19W	RAVALLI
148	20.00		NWSE	29	9N	19W	RAVALLI
149	10.00		N2SESE	29	9N	19W	RAVALLI
150	80.00		N2NE	30	9N	19W	RAVALLI
151	40.00		SENE	30	9N	19W	RAVALLI
152	40.00		NENW	30	9N	19W	RAVALLI
153	55.00		S2S2	31	9N	19W	RAVALLI
154	160.00		E2E2	1	9N	20W	RAVALLI
155	30.00		SWNE	1	9N	20W	RAVALLI
156	20.00		N2NWSE	1	9N	20W	RAVALLI
157	160.00		E2E2	12	9N	20W	RAVALLI
158	320.00		E2	13	9N	20W	RAVALLI
159	160.00		NW	13	9N	20W	RAVALLI
160	80.00		E2SW	13	9N	20W	RAVALLI
161	320.00		E2	24	9N	20W	RAVALLI
162	80.00		E2NW	24	9N	20W	RAVALLI
163	20.00		E2SWNW	24	9N	20W	RAVALLI
164	65.00		S2SE	36	9N	20W	RAVALLI
165	25.00		SESW	36	9N	20W	RAVALLI
166	5.00		E2SESWSW	36	9N	20W	RAVALLI
167	15.00		SWSE	7	10N	19W	RAVALLI
168	30.00		S2SW	7	10N	19W	RAVALLI
169	15.00		S2NWSE	8	10N	19W	RAVALLI
170	40.00		SWSE	8	10N	19W	RAVALLI
171	10.00		S2NESW	8	10N	19W	RAVALLI
172	40.00		SESW	8	10N	19W	RAVALLI

*Place	Λf	IIce.
I lace	VI.	USC.

1 1400 01	CDC.						
<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<b>Sec</b>	Twp	Rge	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00	;		28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

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PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120049-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120050-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 1, 1891

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.00 CFS

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	Twp 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Place	of Use:	
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*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 320.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         \$2           45.00         E2NE           640.00         NENE           640.00         NWSENE           5.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NESW           40.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWSE           160.00         SE           320.00         W2           5.00         S2SWNW           15.00         S2SWNW           15.00         SW	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         Sec NWNW           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSEW         25           35.00         NWSESW         25           640.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSE	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         13 38N           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$23         8N           640.00         \$23         8N           640.00         \$24         8N           15.00         \$NENE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWSWW         25         8N           40.00         \$NWSESW         25         8N           35.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

*Pla	ace	of	Use:
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         40.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	Λf	IIce.
I lace	VI.	Unc.

ID .	A amos	Cout Lot	Otn Soc	Soo	Trun	Dao	Country
<u>ID</u>	Acres	Govt Lot	Qtr Sec	Sec o	Twp	Rge	County
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

.....

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120050-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120051-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 1, 1891

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 392.70 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	Twp 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*P	ace	of	Use:

*Place of	Use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

*Place	of Use:	
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Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 320.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         \$2           45.00         E2NE           640.00         NENE           640.00         NWSENE           5.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NESW           40.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWSE           160.00         SE           320.00         W2           5.00         S2SWNW           15.00         S2SWNW           15.00         SW	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         Sec NWNW           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSEW         25           35.00         NWSESW         25           640.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSE	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         13 38N           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$23         8N           640.00         \$23         8N           640.00         \$24         8N           15.00         \$NENE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWSWW         25         8N           40.00         \$NWSESW         25         8N           35.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         40.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	Λf	IIce.
I lace	VI.	Unc.

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

.....

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120051-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120052-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 1, 1877

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

**Flow Rate:** 336.60 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

*Pla	ace	of	Use:
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of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	Twp 6N	<u><b>Rge</b></u> 20W	<u>County</u> RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 150.00 640.00 45.00 150.00 640.00 40.00 20.00 40.00 20.00 40.00 160.00 320.00 160.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 15.00 160.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2N2           100.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SW           640.00         SE           320.00         E2           15.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SEW           640.00         SESW           10.00         E2W2           160.00         NE           80.00         E2SE	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SZNE         3           320.00         SZNE         3           320.00         SZESHW         10           80.00         SZESHW         10           80.00         SZESHW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           160.00         N2NENE         10         6N           160.00         N2NENE         12         6N           100.00         NWNWNE         1         7N           100.00         W2SWNE         1         7N           100.00         W2SWNE         1         7N           100.00         SWSE         1         7N           100.00         SWSE         1         7N           100.00         SWSE         1         7N           100.00         SWSE         1         7N           100.00         SESWS         1         7N           100.00         SESENW         10         7N           100.00         E2SENW         10         7N           100.00         W2NE         12         7N           100.00         W2NE         12         7N	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         NW NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           640.00         N2NENE         10         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         11         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         SZNE         3         7N         20W           10.00<

*Pla	ce	of	Use:
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i Use:						
<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
10.00		NENE	27	7N	20W	RAVALLI
26.00		SWNE	27	7N	20W	RAVALLI
40.00		SENW	27	7N	20W	RAVALLI
320.00		S2	27	7N	20W	RAVALLI
40.00		NESE	28	7N	20W	RAVALLI
160.00		NE	34	7N	20W	RAVALLI
10.00		N2N2NESW	34	7N	20W	RAVALLI
640.00			35	7N	20W	RAVALLI
25.00		W2NW	36	7N	20W	RAVALLI
40.00		SE	36	7N	20W	RAVALLI
130.00		SW	36	7N	20W	RAVALLI
25.00		NW	6	8N	19W	RAVALLI
5.00		W2SWNE	18	8N	19W	RAVALLI
125.00		NW	18	8N	19W	RAVALLI
17.00		NWSE	18	8N	19W	RAVALLI
3.00		SWSE	18	8N	19W	RAVALLI
155.00		SW	18	8N	19W	RAVALLI
35.00		NENW	19	8N	19W	RAVALLI
30.00		SENW	19	8N	19W	RAVALLI
60.00		W2NW	19	8N	19W	RAVALLI
10.00		N2NESW	19	8N	19W	RAVALLI
55.00		W2SW	19	8N	19W	RAVALLI
11.00		N2NWNW	30	8N	19W	RAVALLI
575.00			1	8N	20W	RAVALLI
160.00		E2E2	2	8N	20W	RAVALLI
15.00		N2NWNE	2	8N	20W	RAVALLI
40.00		SWNE	2	8N	20W	RAVALLI
40.00		SENW	2	8N	20W	RAVALLI
40.00		NWSE	2	8N	20W	RAVALLI
5.00		NESWSE	2	8N	20W	RAVALLI
40.00		NESW	2	8N	20W	RAVALLI
160.00		E2E2	11	8N	20W	RAVALLI
25.00		NWNE	12	8N	20W	RAVALLI
20.00		SWNE	12	8N	20W	RAVALLI
160.00		NW	12	8N	20W	RAVALLI
15.00		NWSE	12	8N	20W	RAVALLI
5.00		NWSWSE	12	8N	20W	RAVALLI
155.00		SW	12	8N	20W	RAVALLI
160.00		S2N2	13	8N	20W	RAVALLI
30.00		NENE	13	8N	20W	RAVALLI
20.00		NWNE	13	8N	20W	RAVALLI
30.00		NENW	13	8N	20W	RAVALLI
	Acres 320.00 10.00 26.00 40.00 320.00 40.00 160.00 10.00 640.00 25.00 40.00 130.00 25.00 17.00 3.00 155.00 35.00 35.00 35.00 10.00 55.00 11.00 575.00 160.00 40.00 40.00 40.00 40.00 40.00 15.00 15.00 160.00 15.00 10.00 50.00 10.00 10.00 50.00 10.0	Acres 320.00 10.00 26.00 40.00 320.00 40.00 160.00 10.00 640.00 25.00 40.00 130.00 25.00 17.00 3.00 155.00 35.00 30.00 60.00 10.00 555.00 11.00 575.00 160.00 40.00 40.00 40.00 40.00 40.00 40.00 40.00 15.00 40.00 15.00 40.00 15.00 40.00 15.00 40.00 15.00 15.00 160.00 15.00 155.00 160.00 15.00 155.00 160.00 1500 1500 1500 1500 1500 1500 1500	Acres         Govt Lot         Qtr Sec           320.00         NENE           10.00         NENE           26.00         SWNE           40.00         SENW           320.00         S2           40.00         NESE           160.00         NE           10.00         N2NZNESW           640.00         SE           130.00         SW           25.00         NW           5.00         W2SWNE           125.00         NW           17.00         NWSE           3.00         SWSE           155.00         SWSE           155.00         SENW           60.00         W2NW           10.00         N2NESW           55.00         W2SW           11.00         N2NESW           40.00         SENW           40.00         SENW           40.00         SENW           40.00         NESWSE           40.00         NESWSE           40.00         NESWSE           40.00         NESWSE           40.00         NESWSE           40.00         NESWSE	Acres         Govt Lot         Qtr Sec         Sec           320.00         NENE         27           26.00         SWNE         27           40.00         SENW         27           320.00         S2         27           40.00         NESE         28           160.00         NENZNESW         34           640.00         SE         36           130.00         SW         36           25.00         NW         36           25.00         NW         6           5.00         W2SWNE         18           17.00         NWSE         18           155.00         SWSE         18           155.00         SWW         19           30.00         SENW         19           10.00         NENW         19           10.00         N2NWNW         30           575.00         N2NWNW         30           575.00         NESWSE         2 <td>Acres         Govt Lot         Qtr Sec         Sec         Twp           320.00         NENE         27         7N           10.00         NENE         27         7N           26.00         SWNE         27         7N           40.00         SENW         27         7N           320.00         SE         27         7N           40.00         NESE         28         7N           160.00         NE         34         7N           10.00         NENZNZNESW         34         7N           640.00         SE         36         7N           25.00         W2NW         36         7N           40.00         SE         36         7N           130.00         SW         36         7N           25.00         NW         48         8N           125.00         NW         18         8N           125.00         NW         18         8N           155.00         NWSE         18         8N           35.00         NENW         19         8N           35.00         NENW         19         8N           55.00</td> <td>Acres         Govt Lot         Qtr Sec         Ecc         Twp         Rge           320.00         W2         26         7N         20W           10.00         NENE         27         7N         20W           26.00         SWNE         27         7N         20W           40.00         SENW         27         7N         20W           40.00         NESE         28         7N         20W           40.00         NESE         28         7N         20W           160.00         NESE         28         7N         20W           10.00         NZNZNESW         34         7N         20W           640.00         SE         36         7N         20W           40.00         SE         36         7N         20W           40.00         SE         36         7N         20W           130.00         W2SWNE         18         8N         19W           5.00         W2SWNE         18         8N         19W           155.00         SWSE         18         8N         19W           35.00         NENW         19         8N         19W</td>	Acres         Govt Lot         Qtr Sec         Sec         Twp           320.00         NENE         27         7N           10.00         NENE         27         7N           26.00         SWNE         27         7N           40.00         SENW         27         7N           320.00         SE         27         7N           40.00         NESE         28         7N           160.00         NE         34         7N           10.00         NENZNZNESW         34         7N           640.00         SE         36         7N           25.00         W2NW         36         7N           40.00         SE         36         7N           130.00         SW         36         7N           25.00         NW         48         8N           125.00         NW         18         8N           125.00         NW         18         8N           155.00         NWSE         18         8N           35.00         NENW         19         8N           35.00         NENW         19         8N           55.00	Acres         Govt Lot         Qtr Sec         Ecc         Twp         Rge           320.00         W2         26         7N         20W           10.00         NENE         27         7N         20W           26.00         SWNE         27         7N         20W           40.00         SENW         27         7N         20W           40.00         NESE         28         7N         20W           40.00         NESE         28         7N         20W           160.00         NESE         28         7N         20W           10.00         NZNZNESW         34         7N         20W           640.00         SE         36         7N         20W           40.00         SE         36         7N         20W           40.00         SE         36         7N         20W           130.00         W2SWNE         18         8N         19W           5.00         W2SWNE         18         8N         19W           155.00         SWSE         18         8N         19W           35.00         NENW         19         8N         19W

*Place	of Use:	
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Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 320.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         \$2           45.00         E2NE           640.00         NENE           640.00         NWSENE           5.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NESW           40.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWSE           160.00         SE           320.00         W2           5.00         S2SWNW           15.00         S2SWNW           15.00         SW	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         Sec NWNW           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSEW         25           35.00         NWSESW         25           640.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSE	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         13 38N           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$23         8N           640.00         \$23         8N           640.00         \$24         8N           15.00         \$NENE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWSWW         25         8N           40.00         \$NWSESW         25         8N           35.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

*Place	of Use	:
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         40.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	Λf	IIce.
I lace	VI.	Unc.

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge	County
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

.....

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120052-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

DECEMBER 4, 2015 76H 120053-00 Page 1 of 8

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120053-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JULY 25, 1892

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.13 CFS

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	Twp 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00         120.00         15.00         640.00         10.00         160.00         10.00         160.00         150.00         640.00         80.00         160.00         320.00         15.00         80.00         640.00         35.00         150.00         500         20.00         40.00         320.00         160.00         40.00         160.00 <td>Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 15.00 80.00 150.00 640.00 45.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 320.00 160.00 320.00 160.00 160.00 320.00 160.00</td> <td>Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2N2           100.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SW           640.00         SE           320.00         E2           15.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         E2W2           160.00         NE           80.00         E2SE           40.00         SESW           10.00         E2SE</td> <td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SURE         3           320.00         SE         3           320.00         SE         3           320.00         E2SENW         10           80.00         SEXW         1           45.00         W2NE         12           160.00         NW         12           150.00         W2SE         12           150.00         W2SE         12           150.00         NENWNE         13           20.00         NENWNE         13           40.00         NWNW         13     &lt;</td> <td>Acres         Govt Lot         Qtr Sec         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         2         6N           10.00         N2NENE         10         6N           160.00         N2NENE         10         6N           100.00         NWNWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         SWSE         1         7N           640.00         SESENW         10         7N           10.00         SWSE         12         7N           10.00</td> <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           640.00         N2NENE         10         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         11         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           150.00         E2SEN         10         7N         20W           150.00</td>	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 15.00 80.00 150.00 640.00 45.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 320.00 160.00 320.00 160.00 160.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2N2           100.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SW           640.00         SE           320.00         E2           15.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         E2W2           160.00         NE           80.00         E2SE           40.00         SESW           10.00         E2SE	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SURE         3           320.00         SE         3           320.00         SE         3           320.00         E2SENW         10           80.00         SEXW         1           45.00         W2NE         12           160.00         NW         12           150.00         W2SE         12           150.00         W2SE         12           150.00         NENWNE         13           20.00         NENWNE         13           40.00         NWNW         13     <	Acres         Govt Lot         Qtr Sec         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         2         6N           10.00         N2NENE         10         6N           160.00         N2NENE         10         6N           100.00         NWNWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         NWSWNE         1         7N           10.00         SWSE         1         7N           640.00         SESENW         10         7N           10.00         SWSE         12         7N           10.00	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           640.00         N2NENE         10         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         11         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           150.00         E2SEN         10         7N         20W           150.00

*Place	of	Use:
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"Place of	use:						
<u>ID</u> 44	<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	<u>Twp</u> 7N	<u><b>Rge</b></u> 20W	County RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENW	27	7N	20W	RAVALLI
48	320.00		S2	27	7N	20W	RAVALLI
49	40.00		NESE	28	7N	20W	RAVALLI
50	160.00		NE	34	7N	20W	RAVALLI
51	10.00		N2N2NESW	34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
53	25.00		W2NW	36	7N	20W	RAVALLI
54	40.00		SE	36	7N	20W	RAVALLI
55	130.00		SW	36	7N	20W	RAVALLI
56	25.00		NW	6	8N	19W	RAVALLI
57	5.00		W2SWNE	18	8N	19W	RAVALLI
58	125.00		NW	18	8N	19W	RAVALLI
59	17.00		NWSE	18	8N	19W	RAVALLI
60	3.00		SWSE	18	8N	19W	RAVALLI
61	155.00		SW	18	8N	19W	RAVALLI
62	35.00		NENW	19	8N	19W	RAVALLI
63	30.00		SENW	19	8N	19W	RAVALLI
64	60.00		W2NW	19	8N	19W	RAVALLI
65	10.00		N2NESW	19	8N	19W	RAVALLI
66	55.00		W2SW	19	8N	19W	RAVALLI
67	11.00		N2NWNW	30	8N	19W	RAVALLI
68	575.00			1	8N	20W	RAVALLI
69	160.00		E2E2	2	8N	20W	RAVALLI
70	15.00		N2NWNE	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENW	2	8N	20W	RAVALLI
73	40.00		NWSE	2	8N	20W	RAVALLI
74	5.00		NESWSE	2	8N	20W	RAVALLI
75	40.00		NESW	2	8N	20W	RAVALLI
76	160.00		E2E2	11	8N	20W	RAVALLI
77	25.00		NWNE	12	8N	20W	RAVALLI
78	20.00		SWNE	12	8N	20W	RAVALLI
79	160.00		NW	12	8N	20W	RAVALLI
80	15.00		NWSE	12	8N	20W	RAVALLI
81	5.00		NWSWSE	12	8N	20W	RAVALLI
82	155.00		SW	12	8N	20W	RAVALLI
83	160.00		S2N2	13	8N	20W	RAVALLI
84	30.00		NENE	13	8N	20W	RAVALLI
85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	20W	RAVALLI

*Place	of Use:	
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Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	<u>Twp</u> 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 320.00 45.00 640.00 640.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 320.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 5.00 35.00 40.00 640.00 640.00 640.00 30.00 10.00 35.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         \$2           45.00         E2NE           640.00         NENE           640.00         NWSENE           5.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NESW           40.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWSE           160.00         SE           320.00         W2           5.00         S2SWNW           15.00         S2SWNW           15.00         SW	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNW         Sec NWNW           320.00         \$2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           5.00         NWSENE         25           25.00         SWNE         25           160.00         NWSEW         25           35.00         NWSWW         25           35.00         NWSEW         25           35.00         NWSESW         25           640.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           35.00         SWNW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSE	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         13 38N           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$23         8N           640.00         \$23         8N           640.00         \$24         8N           15.00         \$NENE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWSWW         25         8N           40.00         \$NWSESW         25         8N           35.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

*Place	of Use:	
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         40.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         NESE         29           80.00         NESE         29           40.00         NESES         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         SENE         30           40.00         SENE         30           40.00         NENW         1           20.00	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*P	lace	of	Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	County
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

.....

PARENT FILE FOR THIS RIGHT IS 120030-00.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120053-00 Page 8 of 8

SEE GENERAL FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR FURTHER EXPLANATION OF YOUR CLAIMED WATER RIGHT. THESE FINDINGS CAN BE FOUND AS INDICATED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY." IF YOU NEED OBJECTION FORMS, OR HAVE QUESTIONS ABOUT WATER COURT PROCEDURES OR CHANGES TO YOUR RIGHT, YOU CAN CONTACT THE WATER COURT BY CALLING 1-800-624-3270 (WITHIN MONTANA ONLY) OR 1-406-586-4364, OR BY WRITING TO P.O. BOX 1389, BOZEMAN, MT 59771-1389.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120054-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7,

MCA.

Priority Date: JUNE 1, 1860

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 168.30 GPM

\*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:** 14,748.00

Source Name: WILLOW 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 SWNENE 12 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

Period of Use: APRIL 1 TO OCTOBER 1

of Use:						
<u>Acres</u> 10.00	Govt Lot	<u>Qtr Sec</u> N2NWNE	<u>Sec</u> 1	<u>Twp</u> 6N	<u><b>Rge</b></u> 20W	County RAVALLI
120.00		NW	1	6N	20W	RAVALLI
15.00		W2NWSW	1	6N	20W	RAVALLI
640.00			2	6N	20W	RAVALLI
10.00		N2NENE	10	6N	20W	RAVALLI
160.00		N2	11	6N	20W	RAVALLI
100.00		N2N2	12	6N	20W	RAVALLI
5.00		NWNWNE	1	7N	20W	RAVALLI
10.00		W2SWNE	1	7N	20W	RAVALLI
160.00		NW	1	7N	20W	RAVALLI
10.00		SWSE	1	7N	20W	RAVALLI
150.00		SW	1	7N	20W	RAVALLI
640.00			2	7N	20W	RAVALLI
80.00		S2NE	3	7N	20W	RAVALLI
160.00		SE	3	7N	20W	RAVALLI
320.00		E2	10	7N	20W	RAVALLI
15.00		E2SENW	10	7N	20W	RAVALLI
80.00		E2SW	10	7N	20W	RAVALLI
640.00			11	7N	20W	RAVALLI
45.00		W2NE	12	7N	20W	RAVALLI
160.00		NW	12	7N	20W	RAVALLI
55.00		W2SE	12	7N	20W	RAVALLI
150.00		SW	12	7N	20W	RAVALLI
5.00		NENWNE	13	7N	20W	RAVALLI
20.00		NENW	13	7N	20W	RAVALLI
40.00		NWNW	13	7N	20W	RAVALLI
20.00		SWNW	13	7N	20W	RAVALLI
40.00		W2SW	13	7N	20W	RAVALLI
640.00			14	7N	20W	RAVALLI
320.00		E2	15	7N	20W	RAVALLI
160.00		E2W2	15	7N	20W	RAVALLI
160.00		NE	22	7N	20W	RAVALLI
80.00		E2SE	22	7N	20W	RAVALLI
40.00		SESW	22	7N	20W	RAVALLI
10.00		E2SWSW	22	7N	20W	RAVALLI
140.00		NE	23	7N	20W	RAVALLI
130.00		SE	23	7N	20W	RAVALLI
320.00		W2	23	7N	20W	RAVALLI
5.00		NWNWNW	24	7N	20W	RAVALLI
5.00		W2W2NW	25	7N	20W	RAVALLI
10.00		S2SWSW	25	7N	20W	RAVALLI
145.00		NE	26	7N	20W	RAVALLI
135.00		SE	26	7N	20W	RAVALLI
	10.00 120.00 15.00 640.00 10.00 160.00 10.00 160.00 150.00 640.00 80.00 15.00 80.00 15.00 15.00 15.00 15.00 15.00 15.00 160.00 150.00 160.00 150.00 160.00 150.00 160.00	Acres 10.00 120.00 15.00 640.00 10.00 160.00 100.00 15.00 640.00 10.00 150.00 640.00 80.00 15.00 80.00 160.00 320.00 15.00 160.00 55.00 150.00 20.00 40.00 20.00 40.00 20.00 40.00 640.00 320.00 160.00	Acres         Govt Lot         Qtr Sec           10.00         N2NWNE           120.00         NW           15.00         W2NWSW           640.00         N2NENE           160.00         N2NENE           160.00         NWNWNE           10.00         W2SWNE           160.00         NW           10.00         SWSE           150.00         SWSE           150.00         SWSE           150.00         SENE           160.00         SE           320.00         E2SENW           80.00         E2SENW           80.00         E2SENW           80.00         W2NE           160.00         NW           55.00         W2SE           150.00         SW           5.00         NENWNE           20.00         NENWNE           20.00         NENWNE           40.00         SWNW           40.00         SWNW           40.00         SWNW           40.00         SESW           10.00         E2SE           40.00         SESW           10.00         SESW <t< td=""><td>Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13</td><td>Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00<!--</td--><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td></td></t<>	Acres         Govt Lot         Qtr Sec         Sec           10.00         N2NWNE         1           120.00         NW         1           15.00         W2NWSW         1           640.00         2         1           10.00         N2NENE         10           160.00         N2N2         12           5.00         NWNWNE         1           10.00         W2SWNE         1           160.00         NW         1           10.00         SWSE         1           150.00         SWSE         1           150.00         SWSE         1           150.00         SYW         1           640.00         SZNE         3           320.00         E2         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         E2SENW         10           80.00         W2NE         12           150.00         NWNW         12           55.00         NENWNE         13           40.00         NENWN         13	Acres         Govt Lot         Qtr Sec         Sec         Twp           10.00         N2NWNE         1         6N           120.00         NW         1         6N           15.00         W2NWSW         1         6N           640.00         N2NENE         10         6N           10.00         N2NENE         10         6N           100.00         N2NENE         1         6N           100.00         NWNWNE         1         7N           10.00         W2SWNE         1         7N           10.00         W2SWNE         1         7N           10.00         SWSE         1         7N           10.00         SESENW         10         7N           10.00         E2SENW         10         7N           10.00         W2NE         12         7N           10.00 </td <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           10.00         N2NWNE         1         6N         20W           120.00         NW         1         6N         20W           15.00         W2NWSW         1         6N         20W           10.00         N2NENE         10         6N         20W           100.00         N2NENE         10         6N         20W           100.00         NWNWNE         1         7N         20W           5.00         NWNWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         W2SWNE         1         7N         20W           10.00         SWSE         1         7N         20W           10.00         E2SEN         10         7N         20W           10.00

*Place	e of	Use:
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of Use:						
<u>Acres</u> 320.00	Govt Lot	Qtr Sec W2	<u>Sec</u> 26	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
10.00		NENE	27	7N	20W	RAVALLI
26.00		SWNE	27	7N	20W	RAVALLI
40.00		SENW	27	7N	20W	RAVALLI
320.00		S2	27	7N	20W	RAVALLI
40.00		NESE	28	7N	20W	RAVALLI
160.00		NE	34	7N	20W	RAVALLI
10.00		N2N2NESW	34	7N	20W	RAVALLI
640.00			35	7N	20W	RAVALLI
25.00		W2NW	36	7N	20W	RAVALLI
40.00		SE	36	7N	20W	RAVALLI
130.00		SW	36	7N	20W	RAVALLI
25.00		NW	6	8N	19W	RAVALLI
5.00		W2SWNE	18	8N	19W	RAVALLI
125.00		NW	18	8N	19W	RAVALLI
17.00		NWSE	18	8N	19W	RAVALLI
3.00		SWSE	18	8N	19W	RAVALLI
155.00		SW	18	8N	19W	RAVALLI
35.00		NENW	19	8N	19W	RAVALLI
30.00		SENW	19	8N	19W	RAVALLI
60.00		W2NW	19	8N	19W	RAVALLI
10.00		N2NESW	19	8N	19W	RAVALLI
55.00		W2SW	19	8N	19W	RAVALLI
11.00		N2NWNW	30	8N	19W	RAVALLI
575.00			1	8N	20W	RAVALLI
160.00		E2E2	2	8N	20W	RAVALLI
15.00		N2NWNE	2	8N	20W	RAVALLI
40.00		SWNE	2	8N	20W	RAVALLI
40.00		SENW	2	8N	20W	RAVALLI
40.00		NWSE	2	8N	20W	RAVALLI
5.00		NESWSE	2	8N	20W	RAVALLI
40.00		NESW	2	8N	20W	RAVALLI
160.00		E2E2	11	8N	20W	RAVALLI
25.00		NWNE	12	8N	20W	RAVALLI
20.00		SWNE	12	8N	20W	RAVALLI
160.00		NW	12	8N	20W	RAVALLI
15.00		NWSE	12	8N	20W	RAVALLI
5.00		NWSWSE	12	8N	20W	RAVALLI
155.00		SW	12	8N	20W	RAVALLI
160.00		S2N2	13	8N	20W	RAVALLI
30.00		NENE	13	8N	20W	RAVALLI
20.00		NWNE	13	8N	20W	RAVALLI
30.00		NENW	13	8N	20W	RAVALLI
	Acres 320.00 10.00 26.00 40.00 160.00 10.00 640.00 25.00 40.00 130.00 25.00 17.00 3.00 17.00 35.00 35.00 35.00 35.00 10.00 55.00 11.00 575.00 160.00 40.00 40.00 40.00 40.00 40.00 15.00 40.00 50.00 15.00 40.00 4	Acres 320.00 10.00 26.00 40.00 320.00 40.00 160.00 10.00 640.00 25.00 40.00 130.00 25.00 17.00 3.00 155.00 30.00 60.00 11.00 55.00 11.00 575.00 160.00 40.00 40.00 40.00 40.00 40.00 40.00 15.00 25.00 20.00 160.00 15.00 30.00 25.00 20.00 160.00 25.00 20.00 160.00 25.00 20.00 160.00 25.00 20.00 160.00 30.00 20.00	Acres         Govt Lot         Qtr Sec           320.00         W2           10.00         NENE           26.00         SWNE           40.00         SENW           320.00         S2           40.00         NESE           160.00         NE           10.00         N2N2NESW           640.00         SE           130.00         SW           25.00         NW           5.00         W2SWNE           125.00         NW           5.00         W2SWNE           125.00         NW           3.00         SWSE           155.00         SWSE           155.00         SENW           60.00         W2NW           10.00         N2NESW           55.00         W2SW           11.00         N2NWNW           575.00         N2NWNE           40.00         SENW           40.00         SENW           40.00         NESWSE           40.00         NESWSE           40.00         NESWSE           40.00         NESWSE           40.00         NWSE           <	Acres         Govt Lot         Qtr Sec         Sec           320.00         NENE         27           26.00         SWNE         27           40.00         SENW         27           320.00         S2         27           40.00         NESE         28           160.00         NESE         28           160.00         NESE         28           160.00         NESE         34           10.00         NENZNESW         34           640.00         SE         36           25.00         W2NW         36           40.00         SE         36           130.00         SW         36           25.00         NW         6           5.00         W2SWNE         18           125.00         NW         6           5.00         W2SWNE         18           155.00         SWSE         18           155.00         SWSE         18           155.00         NENW         19           10.00         N2NEW         19           10.00         N2NEWN         19           10.00         N2NEWN         19	Acres         Govt Lot         Otr Sec         Sec         Twp           320.00         W2         26         7N           10.00         NENE         27         7N           26.00         SWNE         27         7N           40.00         SENW         27         7N           320.00         SE         27         7N           40.00         NESE         28         7N           160.00         NE         34         7N           640.00         W2NW         36         7N           25.00         W2NW         36         7N           40.00         SE         36         7N           130.00         SW         36         7N           25.00         NW         6         8N           5.00         W2SWNE         18         8N           125.00         NW         6         8N           5.00         W2SWNE         18         8N           17.00         NWSE         18         8N           35.00         NENW         19         8N           35.00         NENW         19         8N           40.00         W	Acres         Govt Lot         Qtr Sec         Key         Twp         Rge           320.00         NENE         27         7N         20W           10.00         NENE         27         7N         20W           26.00         SWNE         27         7N         20W           40.00         SENW         27         7N         20W           40.00         NESE         28         7N         20W           40.00         NESE         28         7N         20W           10.00         NESE         28         7N         20W           10.00         NESE         34         7N         20W           640.00         NESE         36         7N         20W           40.00         SE         36         7N         20W           40.00         SE         36         7N         20W           130.00         W2SWNE         18         8N         19W           150.00         W2SWNE         18         8N         19W           17.00         NWSE         18         8N         19W           155.00         SW         18         8N         19W

f Use:						
<u>Acres</u> 40.00	Govt Lot	<u>Qtr Sec</u> NWNW	<u>Sec</u> 13	Twp 8N	<u><b>Rge</b></u> 20W	County RAVALLI
320.00		S2	13	8N	20W	RAVALLI
80.00		E2NE	14	8N	20W	RAVALLI
40.00		SWNE	14	8N	20W	RAVALLI
40.00		SWNW	14	8N	20W	RAVALLI
320.00		S2	14	8N	20W	RAVALLI
45.00		E2NE	15	8N	20W	RAVALLI
640.00			23	8N	20W	RAVALLI
640.00			24	8N	20W	RAVALLI
15.00		NENE	25	8N	20W	RAVALLI
40.00		NWNE	25	8N	20W	RAVALLI
5.00		NWSENE	25	8N	20W	RAVALLI
25.00		SWNE	25	8N	20W	RAVALLI
160.00		NW	25	8N	20W	RAVALLI
5.00		NWNWSE	25	8N	20W	RAVALLI
35.00		NESW	25	8N	20W	RAVALLI
40.00		NWSW	25	8N	20W	RAVALLI
5.00		NWSESW	25	8N	20W	RAVALLI
35.00		SWSW	25	8N	20W	RAVALLI
640.00			26	8N	20W	RAVALLI
40.00		SENE	27	8N	20W	RAVALLI
640.00			35	8N	20W	RAVALLI
30.00		NWNW	36	8N	20W	RAVALLI
10.00		S2SENW	36	8N	20W	RAVALLI
35.00		SWNW	36	8N	20W	RAVALLI
20.00		NWSE	36	8N	20W	RAVALLI
25.00		SWSE	36	8N	20W	RAVALLI
160.00		SW	36	8N	20W	RAVALLI
640.00			3	9N	19W	RAVALLI
640.00			4	9N	19W	RAVALLI
640.00			5	9N	19W	RAVALLI
640.00			6	9N	19W	RAVALLI
640.00			7	9N	19W	RAVALLI
640.00			8	9N	19W	RAVALLI
640.00			9	9N	19W	RAVALLI
110.00		NE	10	9N	19W	RAVALLI
160.00		SE	10	9N	19W	RAVALLI
320.00		W2	10	9N	19W	RAVALLI
5.00		S2SWNW	11	9N	19W	RAVALLI
15.00		E2E2SE	11	9N	19W	RAVALLI
135.00		SW	11	9N	19W	RAVALLI
190.00		E2	15	9N	19W	RAVALLI
310.00		W2	15	9N	19W	RAVALLI
	Acres 40.00 320.00 80.00 40.00 40.00 640.00 640.00 15.00 40.00 5.00 25.00 160.00 5.00 35.00 40.00 640.00	Acres 40.00 320.00 80.00 40.00 40.00 320.00 45.00 640.00 640.00 5.00 35.00 40.00 640.00 640.00 640.00 640.00 35.00 25.00 160.00 35.00 20.00 25.00 160.00 640.00	Acres         Govt Lot         Qtr Sec           40.00         S2           80.00         E2NE           40.00         SWNE           40.00         SWNW           320.00         S2           45.00         E2NE           640.00         E2NE           640.00         NWNE           40.00         NWSENE           25.00         SWNE           160.00         NWSENE           35.00         NWSW           5.00         NWSW           5.00         NWSW           5.00         NWSW           5.00         NWSESW           35.00         SWSW           640.00         SENE           640.00         NWNW           10.00         S2SENW           35.00         SWNW           20.00         NWSE           25.00         SWSE           160.00         SW           640.00         640.00           640.00         640.00           640.00         640.00           640.00         SE           320.00         W2           5.00         S2SWNW           <	Acres         Govt Lot         Qtr Sec         Sec           40.00         NWNW         13           320.00         S2         13           80.00         E2NE         14           40.00         SWNW         14           40.00         SWNW         14           45.00         E2NE         15           640.00         23           640.00         NENE         25           40.00         NWNE         25           40.00         NWSENE         25           25.00         SWNE         25           160.00         NWSENE         25           35.00         NWSWW         25           35.00         NWSWW         25           40.00         NWSESW         25           35.00         NWSESW         25           40.00         SWSW         25           640.00         SENE         27           640.00         SENE         27           640.00         SWSW         36           25.00         SWSW         36           25.00         SWSW         36           25.00         SWSW         36      <	Acres 40.00         Govt Lot NWNW         Qtr Sec NWNWW         Twp 13           320.00         \$2         13         8N           80.00         E2NE         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           40.00         \$WNW         14         8N           45.00         \$E2NE         15         8N           640.00         \$E2NE         15         8N           640.00         \$WNE         25         8N           40.00         \$NWNE         25         8N           40.00         \$NWSENE         25         8N           5.00         \$NWSENE         25         8N           5.00         \$NWNWSE         25         8N           35.00         \$NWNWSE         25         8N           40.00         \$NWSESW         25         8N           40.00         \$SENE         27         8N           40.00         \$SENE         27         8N           640.00         \$SENE         27         8N           10.00         \$SESENWW         36         8N <td>Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00</td>	Acres         Govt Lot         Qtr Sec         Twp         Rge           40.00         S2         13         8N         20W           320.00         S2         13         8N         20W           80.00         E2NE         14         8N         20W           40.00         SWNW         14         8N         20W           40.00         SWNW         14         8N         20W           45.00         E2NE         15         8N         20W           640.00         E2NE         15         8N         20W           640.00         NENE         25         8N         20W           40.00         NWNEE         25         8N         20W           5.00         NWSENE         25         8N         20W           5.00         SWNE         25         8N         20W           5.00         NWNWSE         25         8N         20W           40.00         NWSEW         25         8N         20W           5.00         NWSESW         25         8N         20W           640.00         SENE         27         8N         20W           640.00

*Place	of Use:	
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Use:						
<u>Acres</u> 640.00	Govt Lot	Qtr Sec	<u>Sec</u> 16	<u>Twp</u> 9N	<u><b>Rge</b></u> 19W	County RAVALLI
640.00			17	9N	19W	RAVALLI
640.00			18	9N	19W	RAVALLI
640.00			19	9N	19W	RAVALLI
160.00		NE	20	9N	19W	RAVALLI
40.00		NESE	20	9N	19W	RAVALLI
30.00		SESE	20	9N	19W	RAVALLI
80.00		W2SE	20	9N	19W	RAVALLI
320.00		W2	20	9N	19W	RAVALLI
90.00		NE	21	9N	19W	RAVALLI
155.00		NW	21	9N	19W	RAVALLI
50.00		SW	21	9N	19W	RAVALLI
45.00		NW	22	9N	19W	RAVALLI
10.00		W2NENE	29	9N	19W	RAVALLI
25.00		SENE	29	9N	19W	RAVALLI
80.00		W2NE	29	9N	19W	RAVALLI
160.00		NW	29	9N	19W	RAVALLI
40.00		NESE	29	9N	19W	RAVALLI
20.00		NWSE	29	9N	19W	RAVALLI
10.00		N2SESE	29	9N	19W	RAVALLI
80.00		N2NE	30	9N	19W	RAVALLI
40.00		SENE	30	9N	19W	RAVALLI
40.00		NENW	30	9N	19W	RAVALLI
55.00		S2S2	31	9N	19W	RAVALLI
160.00		E2E2	1	9N	20W	RAVALLI
30.00		SWNE	1	9N	20W	RAVALLI
20.00		N2NWSE	1	9N	20W	RAVALLI
160.00		E2E2	12	9N	20W	RAVALLI
320.00		E2	13	9N	20W	RAVALLI
160.00		NW	13	9N	20W	RAVALLI
80.00		E2SW	13	9N	20W	RAVALLI
320.00		E2	24	9N	20W	RAVALLI
80.00		E2NW	24	9N	20W	RAVALLI
20.00		E2SWNW	24	9N	20W	RAVALLI
65.00		S2SE	36	9N	20W	RAVALLI
25.00		SESW	36	9N	20W	RAVALLI
5.00		E2SESWSW	36	9N	20W	RAVALLI
15.00		SWSE	7	10N	19W	RAVALLI
30.00		S2SW	7	10N	19W	RAVALLI
15.00		S2NWSE	8	10N	19W	RAVALLI
40.00		SWSE	8	10N	19W	RAVALLI
10.00		S2NESW	8	10N	19W	RAVALLI
40.00		SESW	8	10N	19W	RAVALLI
	Acres 640.00 640.00 640.00 160.00 40.00 30.00 80.00 320.00 90.00 155.00 50.00 45.00 10.00 25.00 80.00 160.00 40.00 40.00 40.00 55.00 160.00 30.00 30.00 160.00 30	Acres         Govt Lot           640.00         640.00           640.00         640.00           160.00         40.00           30.00         80.00           320.00         90.00           155.00         50.00           45.00         10.00           25.00         80.00           160.00         40.00           40.00         40.00           40.00         30.00           20.00         160.00           30.00         20.00           160.00         80.00           320.00         80.00           20.00         55.00           55.00         5.00           15.00         30.00           15.00         40.00           10.00         40.00	Acres 640.00         Govt Lot 640.00         Qtr Sec 640.00           640.00         640.00         640.00           160.00         NE         40.00         NESE           30.00         SESE         80.00         W2SE           320.00         W2         90.00         NW           50.00         SW         45.00         NW           10.00         W2NENE         25.00         SENE           80.00         W2NE         160.00         NW           40.00         NESE         80.00         NUSE           10.00         N2SESE         80.00         N2NE           40.00         NESE         80.00         NENW           40.00         NENW         55.00         SENE           40.00         NENW         55.00         S2S2           160.00         SWNE         20.00         NVWNE           160.00         E2E2         320.00         E2E2           320.00         E2SW         320.00         E2SW           320.00         E2SW         5.00         E2SWNW           5.00         E2SENWW         5.00         SESW           5.00         SESW         5.00         SESW	Acres         Govt Lot         Qtr Sec         Sec           640.00         17           640.00         18           640.00         NE         20           160.00         NESE         20           40.00         NESE         20           30.00         SESE         20           80.00         W2SE         20           320.00         W2         20           90.00         NE         21           155.00         NW         21           50.00         SW         21           45.00         NW         22           10.00         W2NENE         29           25.00         SENE         29           80.00         W2NE         29           160.00         NWSE         29           10.00         N2SESE         29           80.00         N2SESE         29           80.00         N2NE         30           40.00         NENE         30           40.00         SENE         30           40.00         NENW         3           55.00         S2S2         31           160.00         <	Acres         Govt Lot         Qtr Sec         Twp           640.00         17         9N           640.00         18         9N           640.00         19         9N           640.00         NE         20         9N           160.00         NESE         20         9N           40.00         NESE         20         9N           30.00         SESE         20         9N           80.00         W2SE         20         9N           320.00         W2         20         9N           90.00         NE         21         9N           155.00         NW         21         9N           45.00         NW         21         9N           45.00         W2NENE         29         9N           45.00         W2NE         29         9N           80.00         W2NE         29         9N           40.00         NESE         29         9N           40.00         NESE         29         9N           40.00         NENE         29         9N           40.00         NENWE         30         9N <td< td=""><td>Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19</td></td<>	Acres         Govt Lot         Qtr Sec         Twp         Rge           640.00         17         9N         19W           640.00         18         9N         19W           640.00         19         9N         19W           640.00         NE         20         9N         19W           160.00         NE         20         9N         19W           40.00         NESE         20         9N         19W           30.00         SESE         20         9N         19W           80.00         W2SE         20         9N         19W           90.00         NE         21         9N         19W           90.00         NE         21         9N         19W           155.00         NW         21         9N         19W           45.00         NW         22         9N         19W           45.00         NW         29         9N         19W           40.00         W2NE         29         9N         19W           40.00         NESE         29         9N         19W           40.00         NESE         29         9N         19

*Place	Λf	IIce.
I lace	VI.	Unc.

1 14400 01	esc.						
<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<b>Rge</b>	<b>County</b>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
176	40.00		NWSW	18	10N	19W	RAVALLI
177	320.00		S2	20	10N	19W	RAVALLI
178	40.00		S2SW	21	10N	19W	RAVALLI
179	25.00		S2NE	26	10N	19W	RAVALLI
180	210.00		S2	26	10N	19W	RAVALLI
181	115.00		S2S2	27	10N	19W	RAVALLI
182	15.00		W2NENE	28	10N	19W	RAVALLI
183	40.00		NWNE	28	10N	19W	RAVALLI
184	10.00		W2SENE	28	10N	19W	RAVALLI
185	35.00		SWNE	28	10N	19W	RAVALLI
186	155.00		NW	28	10N	19W	RAVALLI
187	145.00		SE	28	10N	19W	RAVALLI
188	160.00		SW	28	10N	19W	RAVALLI
189	640.00			29	10N	19W	RAVALLI
190	580.00			30	10N	19W	RAVALLI
191	320.00		E2	31	10N	19W	RAVALLI
192	40.00		SESW	31	10N	19W	RAVALLI
193	640.00			32	10N	19W	RAVALLI
194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
196	640.00			35	10N	19W	RAVALLI
197	10.00		S2SESE	12	10N	20W	RAVALLI
198	5.00		SENENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
Total:	31,473.00						

ONLY 14748.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 31473.00 ACRES DESCRIBED UNDER THIS RIGHT.

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.

119994-00	119995-00	119996-00	119998-00	119999-00	120000-00	120001-00
120002-00	120003-00	120004-00	120005-00	120006-00	120007-00	120008-00
120009-00	120010-00	120011-00	120012-00	120013-00	120014-00	120015-00
120016-00	120017-00	120018-00	120020-00	120021-00	120022-00	120023-00
120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
120034-00	120035-00	120036-00	120037-00	120038-00	120039-00	120040-00
120041-00	120042-00	120043-00	120044-00	120045-00	120046-00	120047-00
120048-00	120049-00	120050-00	120051-00	120052-00	120053-00	120054-00
30014978						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2003: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/23/2000: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/31/1997: PLACE OF USE, MAXIMUM ACRES.

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 12/26/2014.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 08/26/2005.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 120030-00 AND 120031-00.

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

PARENT FILE FOR THIS RIGHT IS 120030-00.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 30 MINER'S INCHES DECREED IN CASE NO. 931, RAVALLI COUNTY. 1068-00, 120054-00, 212072-00, 212073-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120054-00 Page 8 of 8

DECEMBER 4, 2015 76H 120055-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

## \*\*\*\* THIS IS AN INTERBASIN TRANSFER CLAIM \*\*\*\*

THIS APPROPRIATION OF WATER TAKES WATER FROM THE BITTERROOT RIVER DRAINAGE (BASIN 76H) AND USES IT IN THE CLARK FORK, BETWEEN BLACKFOOT & FLATHEAD RIVERS DRAINAGE (BASIN 76M). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN. YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120055-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: USA (DEPT OF INTERIOR BUREAU OF RECLAMATION)

BIG FLAT PO BOX 30137

BILLINGS, MT 59107 0137

Priority Date: DECEMBER 4, 1944

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 35.80 CFS

\*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: 944.60

Source Name: BITTERROOT RIVER
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 NESWSE 2 12N 20W MISSOULA

Period of Diversion: APRIL 15 TO OCTOBER 31

**Diversion Means:** HEADGATE **Ditch Name:** BIG FLAT DITCH

Period of Use: APRIL 15 TO OCTOBER 31

# Place of Use:

Place	or Use:						
<u>ID</u> 1	<u>Acres</u> 18.33	Govt Lot	<u>Qtr Sec</u> SWSW	<u>Sec</u> 6	<u>Twp</u> 13N	<u><b>Rge</b></u> 20W	County MISSOULA
2	8.71		SESW	6	13N	20W	MISSOULA
3	14.17		NENE	7	13N	20W	MISSOULA
4	25.82		NWNE	7	13N	20W	MISSOULA
5	10.05		SWNE	7	13N	20W	MISSOULA
6	12.01		SENE	7	13N	20W	MISSOULA
7	20.20		NENW	7	13N	20W	MISSOULA
8	29.54		NWNW	7	13N	20W	MISSOULA
9	19.90		NESE	7	13N	20W	MISSOULA
10	11.44		NWSE	7	13N	20W	MISSOULA
11	20.60		SESE	7	13N	20W	MISSOULA
12	5.20		SWNE	8	13N	20W	MISSOULA
13	4.55		NWNW	8	13N	20W	MISSOULA
14	25.23		SENW	8	13N	20W	MISSOULA
15	18.56		SWNW	8	13N	20W	MISSOULA
16	30.13		NESW	8	13N	20W	MISSOULA
17	12.67		NWSW	8	13N	20W	MISSOULA
18	34.32		SWSW	8	13N	20W	MISSOULA
19	35.39		SESW	8	13N	20W	MISSOULA
20	20.69		NWSE	8	13N	20W	MISSOULA
21	22.45		SWSE	8	13N	20W	MISSOULA
22	0.84		NESW	16	13N	20W	MISSOULA
23	10.59		NWSW	16	13N	20W	MISSOULA
24	37.95		SWSW	16	13N	20W	MISSOULA
25	27.79		SESW	16	13N	20W	MISSOULA
26	23.85		NWNE	17	13N	20W	MISSOULA
27	33.16		SWNE	17	13N	20W	MISSOULA
28	5.05		SENE	17	13N	20W	MISSOULA
29	17.40		NENW	17	13N	20W	MISSOULA
30	33.16		NWNW	17	13N	20W	MISSOULA
31	23.97		SWNW	17	13N	20W	MISSOULA
32	32.03		SENW	17	13N	20W	MISSOULA
33	36.87		NESE	17	13N	20W	MISSOULA
34	40.00		NWSE	17	13N	20W	
35	28.22		SWSE	17	13N	20W	MISSOULA
36	35.72		SESE	17	13N	20W	MISSOULA
37	38.50		NESW	17	13N	20W	MISSOULA
38	14.50		NWSW	17	13N	20W	MISSOULA
39	6.30		SESW	17	13N	20W	MISSOULA
40	14.30		NENE	18	13N	20W	MISSOULA
41	3.30		SENE	18	13N	20W	MISSOULA
42	3.42		NENE	20	13N	20W	MISSOULA

Pl	ace	of	Use:
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$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
43	4.43		NWNE	21	13N	20W	MISSOULA
44	6.60		SWNE	21	13N	20W	MISSOULA
45	27.97		NENW	21	13N	20W	MISSOULA
46	14.57		NWNW	21	13N	20W	MISSOULA
47	1.14		SENW	21	13N	20W	MISSOULA
48	14.01		SESE	1	13N	21W	MISSOULA
49	9.00		NENE	12	13N	21W	MISSOULA
Total:	944.60						

### Remarks:

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM. AVAILABLE DATA SUPPORT A FLOW RATE OF 25.00 CFS.

THIS INTERBASIN TRANSFER CLAIM WAS NOT INCLUDED IN THE 76M BASIN TEMPORARY PRELIMINARY DECREE ISSUED 11/29/1984.

THE MISSOULA COUNTY WATER RESOURCES SURVEY ( 1960 ) APPEARS TO INDICATE 998.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120064-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120064-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Late Claim: B

Owners: WOODSIDE IRRIGATION CO

205 DUTCH HILL RD

HAMILTON, MT 59840 9617

Priority Date: OCTOBER 1, 1905

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 05/21/1982 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS

BASED ON STATE LAW.

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 50.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 1,013.10

Source Name: BITTERROOT RIVER
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 NESWNE 13 6N 21W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: WOODSIDE CANAL

Period of Use: MAY 1 TO OCTOBER 31

Place	of	Use:
1 lace	u	USC.

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	48.00		W2W2	6	6N	20W	RAVALLI
2	25.00		E2E2NE	1	6N	21W	RAVALLI
3	103.00		SE	1	6N	21W	RAVALLI
4	77.00		NE	12	6N	21W	RAVALLI
5	27.50		SE	12	6N	21W	RAVALLI
6	5.60		E2NWNE	13	6N	21W	RAVALLI
7	50.50		E2SW	19	7N	20W	RAVALLI
8	91.00		NW	30	7N	20W	RAVALLI
9	120.00		SW	30	7N	20W	RAVALLI
10	64.00		NW	31	7N	20W	RAVALLI
11	17.50		W2W2SW	31	7N	20W	RAVALLI
12	10.00		NENENE	25	7N	21W	RAVALLI
13	314.00		E2	36	7N	21W	RAVALLI
14	60.00		E2E2W2	36	7N	21W	RAVALLI
Total:	1,013.10						

## 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.

120063-00 120064-00 120065-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/19/1993: PLACE OF USE, MAXIMUM ACRES.

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

120064-00 150978-00

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 22.00 GPM PER ACRE.

CLAIM FILED LATE 05/21/1982 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.

THE RAVALLI COUNTY WATER RESOURCES SURVEY (1958) APPEARS TO INDICATE 680.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 120077-00 Page 1 of 1

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 120077-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: BITTER ROOT IRRIGATION DISTRICT

1182 LAZY J LANE CORVALLIS, MT 59828

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate: Volume:

**Source Name:** AMBROSE CREEK **Point of Diversion and Means of Diversion:** 

Period of Use: Place of Use:

## Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 12/26/2014.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

DECEMBER 4, 2015 76H 122372-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 122372-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BRYAN D MOSLEY

2328 SADDLEBACK DR

CASTLE ROCK, CO 80104 7416

\*Priority Date: NOVEMBER 12, 1981

THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE

CONTESTED BY PROPER OBJECTION.

THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED

PURSUANT TO SECTION 85-2-306(4) MCA.

\*Type of Historical Right: FILED

Purpose(use): DOMESTIC
Flow Rate: 2.00 GPM
Volume: 1.00 AC-FT

Households: 1

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 SESENW 18 6N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1SESENW186N19WRAVALLI

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/29/1990: POINT OF DIVERSION, PLACE OF USE.

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

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THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 123878-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JENNIFER J LEWIS

1621 CHAFFIN RD CORVALLIS, MT 59828

WILLIS R LEWIS 1664 CHAFFIN LN

CORVALLIS, MT 59828 9610

JEFFREY S LEWIS 1621 CHAFFIN RD CORVALLIS, MT 59828

OWNER WILLIS R LEWIS RETAINED. CONTRACT FOR DEED INTEREST.

\*Priority Date: MARCH 10, 1870

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER

Flow Rate: 2.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 80.05

Source Name: BITTERROOT RIVER

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 SWNWNW 25 6N 21W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

Ditch Name: CORVALLIS CANAL

Period of Use: MAY 1 TO SEPTEMBER 30

### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	2.75		SENWNE	20	7N	20W	RAVALLI
2	38.90		SWNE	20	7N	20W	RAVALLI
3	38.40		SENW	20	7N	20W	RAVALLI
Total:	80.05						

### 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.

118403-00 123878-00 123879-00

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BITTERROOT RIVER WITH A PRIORITY DATE PREDATING CASE NO. 1287, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 123878-00 Page 3 of 3

DECEMBER 4, 2015 76H 123879-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 123879-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JENNIFER J LEWIS

1621 CHAFFIN RD CORVALLIS, MT 59828

WILLIS R LEWIS 1664 CHAFFIN LN

CORVALLIS, MT 59828 9610

JEFFREY S LEWIS 1621 CHAFFIN RD CORVALLIS, MT 59828

OWNER WILLIS R LEWIS RETAINED. CONTRACT FOR DEED INTEREST.

**Priority Date:** AUGUST 18, 1891

Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER

Flow Rate: 2.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 80.05

Source Name: SPRING, UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

THIS WATER RIGHT ALSO INCLUDES SURFACE WATER FROM WASTE AND

SEEPAGE.

SOURCE IS A SERIES OF SPRINGS THAT FLOW INTO THE LAST CHANCE DITCH AND THE INDEPENDENCE DITCH ALL THROUGH SECTIONS 20, 29 AND 30 IN T 7N,

R 20W.

### \*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 NESESW 20 7N 20W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

Period of Use: MAY 1 TO SEPTEMBER 30

## Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	2.75		SENWNE	20	7N	20W	RAVALLI
2	38.90		SWNE	20	7N	20W	RAVALLI
3	38.40		SENW	20	7N	20W	RAVALLI
Total:	80.05						

### 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.

118403-00 123878-00 123879-00

THE PERIOD OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 12/08/1999.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 123882-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CHERESSA R MCGRAW

PO BOX 1862

HAMILTON, MT 59840 1862

Priority Date: AUGUST 17, 1951

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 1.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 27.00

\*Source Name: SNAKE 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 SENESW 9 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

2 SENESW 9 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Period of Use: APRIL 1 TO OCTOBER 31

## Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	10.00		NWNESW	9	5N	20W	RAVALLI
2	7.00		SENESW	9	5N	20W	RAVALLI
3	10.00		SWNESW	9	5N	20W	RAVALLI
Total:	27.00						

### 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.

123882-00 123885-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/27/1989: SOURCE, POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, VOLUME.

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 04/07/1997.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 123883-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 123883-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JONES, DAVID & REBECCA TRUST

% JONES DAVID H & REBECCA M TRUSTEES

676 FISH HATCHERY RD HAMILTON, MT 59840

Priority Date: JANUARY 15, 1951

**Type of Historical Right: USE** 

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 78.54 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 20.00

\*Source Name: GROUNDWATER

Source Type: GROUNDWATER

\*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 NESWSW 9 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** WELL

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty120.00N2SWSW95N20WRAVALLI

**Total:** 20.00

### Remarks:

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 04/07/1997.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 123884-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 123884-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CHERESSA R MCGRAW

PO BOX 1862

HAMILTON, MT 59840 1862

CHARLES B MCGRAW

PO BOX 1862

HAMILTON, MT 59840 1862

**Priority Date:** JUNE 4, 1887

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 394.94 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 29.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF SNAKE 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 SENENW 9 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Period of Use: APRIL 1 TO OCTOBER 31

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	3.00		SWNENW	9	5N	20W	RAVALLI
2	26.00		SENW	9	5N	20W	RAVALLI
Total:	29.00						

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/07/1997: PERIOD OF USE, PLACE OF USE.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 123885-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 123885-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JANET S SALLY

884 PRINTZ RD

ARROYO GRANDE, CA 93420

ROBERT L MATTSCHECK

PO BOX 1038 DARBY, MT 59829

UBALDO RIZZON 856 N SHOSHONE LOOP HAMILTON, MT 59840

MARY ELLEN COTTELL

677 ARENA RD

HAMILTON, MT 59840 9040

MARION O MATTSCHECK

PO BOX 1038 DARBY, MT 59829

WILLIAM M KAYSER 74 TALLEY LN

DARBY, MT 59829 8610

CHERESSA R MCGRAW

PO BOX 1862

HAMILTON, MT 59840 1862

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** AUGUST 17, 1951

Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Page 2 of 3

Flow Rate: 2.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 67.00

\*Source Name: SNAKE 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 NESESW 9 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

2 SESESW 9 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** PUMP

Period of Use: APRIL 1 TO OCTOBER 31

# \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	5.00		NWSWSE	9	5N	20W	RAVALLI
2	18.00		S2SWSE	9	5N	20W	RAVALLI
3	10.00		S2NESW	9	5N	20W	RAVALLI
4	20.00		N2SESW	9	5N	20W	RAVALLI
5	14.00		S2SESW	9	5N	20W	RAVALLI
Total:	67.00						

### 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.

123882-00 123885-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/27/1989: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, VOLUME, PRIORITY DATE.

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 4/7/1997.

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124193-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SL RANCH LLC

4570 RIVER BEND LN STEVENSVILLE, MT 59870

**Priority Date:** MAY 16, 1966

Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

Volume: 320.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 160.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF BITTERROOT RIVER

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 SESWSW 21 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** PIT

\*Reservoir: ONSTREAM

Govt Lot Qtr Sec Sec Twp Rge County

SESWSW 21 8N 20W RAVALLI

Diversion to Reservoir:

Dam Height:

13.00 FEET

10.00 FEET

10.00 FEET

Surface Area:

0.20 ACRES

Capacity:

1.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY

DNRC.

Period of Use: APRIL 1 TO NOVEMBER 1

Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	80.00		S2SW	21	8N	20W	RAVALLI
2	80.00		W2NW	28	8N	20W	RAVALLI
Total:	160.00						

### 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.

124193-00 49005-00 49008-00

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124193-00 Page 3 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124194-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEGAL RESOURCE AGENCY LLC

PO BOX 93

BIG ARM, MT 59910

Priority Date: OCTOBER 1, 1863

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 67.32 GPM

\*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: 10.00

\*Source Name: BURNT FORK 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 SENENE 25 9N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: WOOD DITCH (HEADGATE 27)
Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty110.00E2SWSE249N20WRAVALLI

**Total:** 10.00

### 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.

124194-00 124195-00 124196-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124194-00 124197-00

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 160 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 26311-00, 26314-00, 30383-00, 30384-00, 31074-00, 31079-00, 45442-00, 45443-00, 104632-00, 104633-00, 115311-00, 115318-00, 124194-00, 124197-00, 157362-00, 157363-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124195-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEGAL RESOURCE AGENCY LLC

PO BOX 93

BIG ARM, MT 59910

Priority Date: JUNE 1, 1880

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 33.66 GPM

\*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: 10.00

\*Source Name: BURNT FORK 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 SENENE 25 9N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: WOOD DITCH (HEADGATE 27)
Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 10.00
 E2SWSE
 24
 9N
 20W
 RAVALLI

 Total:
 10.00

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

124194-00 124195-00 124196-00

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124195-00 124198-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124196-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEGAL RESOURCE AGENCY LLC

PO BOX 93

BIG ARM, MT 59910

**Priority Date:** JUNE 1, 1872

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 17.95 GPM

\*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: 10.00

\*Source Name: BURNT FORK 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 SENENE 25 9N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: WOOD DITCH (HEADGATE 27)
Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 10.00
 E2SWSE
 24
 9N
 20W
 RAVALLI

 Total:
 10.00

124194-00

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.

124196-00

124195-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124196-00 124199-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124197-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124197-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEGAL RESOURCE AGENCY LLC

PO BOX 93

BIG ARM, MT 59910

Priority Date: OCTOBER 1, 1863

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: BURNT FORK 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 SENENE 25 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 12

**Diversion Means:** HEADGATE

Ditch Name: WOOD DITCH (HEADGATE 27)
Period of Use: JANUARY 1 TO DECEMBER 12

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1E2SWSE249N20WRAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124194-00 124197-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 160 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 26311-00, 26314-00, 30383-00, 30384-00, 31074-00, 31079-00, 45442-00, 45443-00, 104632-00, 104633-00, 115311-00, 115318-00, 124194-00, 124197-00, 157362-00, 157363-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124198-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124198-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEGAL RESOURCE AGENCY LLC

PO BOX 93

BIG ARM, MT 59910

**Priority Date:** JUNE 1, 1880

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: BURNT FORK 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 SENENE 25 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: WOOD DITCH (HEADGATE 27)
Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1E2SWSE249N20WRAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124195-00 124198-00

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124199-00 Page 1 of 2

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124199-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEGAL RESOURCE AGENCY LLC

PO BOX 93

**BIG ARM. MT 59910** 

**Priority Date:** JUNE 1, 1872

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: BURNT FORK CREEK

Source Type: SURFACE WATER

\*Point of Diversion and Means of Diversion:

IDGovt LotQtr SecSecTwpRgeCounty1SENENE259N20WRAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: WOOD DITCH (HEADGATE 27)
Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1E2SWSE249N20WRAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124196-00 124199-00

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124204-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBIN L BOLIN

1253 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6255

**Priority Date:** JANUARY 1, 1925

Type of Historical Right: USE

Purpose(use): DOMESTIC
Flow Rate: 20.00 GPM
Volume: 32.26 AC-FT

Volume: 32.26 AC-F1

Households: 1

Maximum Acres: 2.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

IDGovt LotQtr SecSecTwpRgeCounty1SWSWSE109N19WRAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Subdivision: UNIVERSITY ORCHARDS TRACT/LOT: 10 BLOCK: 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty12.00SWSWSE109N19WRAVALLISubdivision:UNIVERSITY ORCHARDSTRACT/LOT: 10BLOCK: 2

**Total:** 2.00

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124204-00 124213-00

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

.....

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

1.....

THE CLAIMED VOLUME EXCEEDS THE 6.5 ACRE-FEET GUIDELINE FOR THIS PURPOSE. ITS ACCURACY CANNOT BE CONFIRMED DUE TO LACK OF DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124205-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124205-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BOLIN RANCHES

1352 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6256

Priority Date: JANUARY 1, 1930

Type of Historical Right: USE

Purpose(use): MULTIPLE DOMESTIC

Flow Rate: 50.00 GPM

Volume: 80.66 AC-FT

Households: 3

Maximum Acres: 5.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 NWSESW 11 9N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty15.00NWSESW119N19WRAVALLI

**Total:** 5.00

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124205-00 124211-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE PUMP CAPACITY. AVAILABLE DATA SUPPORT A FLOW RATE OF 21.00 GPM.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

ONLY 2.00 ACRES OF THE CLAIMED PLACE OF USE APPEAR IRRIGATED FOR DOMESTIC PURPOSES.

THE CLAIMED VOLUME EXCEEDS THE 16.0 ACRE-FEET GUIDELINE FOR THIS PURPOSE. ITS ACCURACY CANNOT BE CONFIRMED DUE TO LACK OF DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124206-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124206-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROY IVAN LEE & BOLIN MARLENE K REVOCABLE LIVING TR

1356 BOLIN RANCH RD STEVENSVILLE, MT 59870

SHIRLEY LAYTON

4321 LONE ROCK SCHOOL RD STEVENSVILLE, MT 59870

**ROBIN L BOLIN** 

1253 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6255

BOLIN RANCHES 1352 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6256

TRENT G LAYTON

4321 LONE ROCK SCHOOL RD STEVENSVILLE, MT 59870

**Priority Date:** APRIL 6, 1953

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 2.00 CFS

\*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: 300.00

\*Source Name: SHEEP 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 SWNWSW 14 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Subdivision: UNIVERSITY ORCHARDS
Period of Use: APRIL 1 TO OCTOBER 31

### Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1180.00S2109N19WRAVALLI

Subdivision: UNIVERSITY ORCHARDS

2 120.00 N2N2 15 9N 19W RAVALLI

Subdivision: UNIVERSITY ORCHARDS

**Total:** 300.00

### 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.

124206-00 124207-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124206-00 124212-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

USDA AERIAL PHOTOGRAPH NO. 379-49 , DATED 08/16/1979 APPEARS TO INDICATE 190.83 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. CNR-3P-130 , DATED 08/01/1955 APPEARS TO INDICATE 159.14 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124206-00 Page 3 of 3

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124207-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBIN L BOLIN

1253 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6255

BOLIN RANCHES 1352 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6256

PERRY J BACKUS 1130 LANCE LN

STEVENSVILLE, MT 59870 6204

ROY IVAN LEE & BOLIN MARLENE K REVOCABLE LIVING TR

1356 BOLIN RANCH RD STEVENSVILLE, MT 59870

HIKARI M CALTAGIRONE 1920 PAXTON WAY

ENCINITAS, CA 92024 1167

TRENT G LAYTON

4321 LONE ROCK SCHOOL RD STEVENSVILLE, MT 59870

AUDREY L BACKUS 107 MISSION ST

STEVENSVILLE, MT 59870 2024

CHRISTOPHER CALTAGIRONE

1920 PAXTON WAY ENCINITAS, CA 92024

**RUSSELL E ST DENNIS** 

1169 LANCE LN

STEVENSVILLE, MT 59870 6204

SHIRLEY LAYTON

4321 LONE ROCK SCHOOL RD STEVENSVILLE, MT 59870

Priority Date: NOVEMBER 22, 1915

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 15.00 CFS

\*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: 667.00

Source Name: AMBROSE 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 NESESW 11 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Period of Use: APRIL 1 TO OCTOBER 31

### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	112.00		S2N2	10	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY C	DRCHARDS	BLC	OCK: 1		
2	320.00		S2	10	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY C	DRCHARDS	BLC	OCK: 1		
3	20.00		W2SE	11	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY C	DRCHARDS				
4	95.00		SW	11	9N	19W	RAVALLI
	Subdivision:	UNIVERSITY C	DRCHARDS				
5	120.00		N2N2	15	9N	19W	RAVALLI
	Subdivision:	UNIVERSITY C	DRCHARDS	BLC	OCK: 3		
Total	: 667.00						

### 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.

124206-00 124207-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124207-00 124209-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

USDA AERIAL PHOTOGRAPH NO. 379-47 , DATED 08/16/1979 APPEARS TO INDICATE 485.26 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

.....

USDA AERIAL PHOTOGRAPH NO. CNR-3P-130 , DATED 08/01/1955 APPEARS TO INDICATE 506.70 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124208-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124208-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BOLIN RANCHES

1352 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6256

**Priority Date:** MAY 31, 1898

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 2.50 CFS

\*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: 160.00

\*Source Name: GRAYHORSE 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 SWSENE 7 9N 18W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 160.00
 SE
 6
 9N
 18W
 RAVALLI

 Total:
 160.00

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124208-00 124210-00

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 05/10/1989.

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 379-67, DATED 08/16/1979, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). CNR-4P-11 , DATED 08/01/1955 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

IT APPEARS POINT OF DIVERSION NO. 1 MAY BE INCORRECT. THE EXISTENCE OF A DIVERSION FACILITY AND CONVEYANCE DITCH CANNOT BE CONFIRMED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124209-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD ROSA

85 EDGE DR

STEVENSVILLE, MT 59870

**ROBIN L BOLIN** 

1253 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6255

AUDREY L BACKUS 107 MISSION ST

STEVENSVILLE, MT 59870 2024

TRENT G LAYTON

4321 LONE ROCK SCHOOL RD STEVENSVILLE, MT 59870

JENNIFER ROSA 85 EDGE DR

STEVENSVILLE, MT 59870

ROY IVAN LEE & BOLIN MARLENE K REVOCABLE LIVING TR

1356 BOLIN RANCH RD STEVENSVILLE, MT 59870

CHRISTOPHER CALTAGIRONE

1920 PAXTON WAY ENCINITAS, CA 92024

**RUSSELL E ST DENNIS** 

1169 LANCE LN

STEVENSVILLE, MT 59870 6204

BOLIN RANCHES 1352 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6256

SHIRLEY LAYTON

4321 LONE ROCK SCHOOL RD STEVENSVILLE, MT 59870

PERRY J BACKUS 1130 LANCE LN

STEVENSVILLE, MT 59870 6204

HIKARI M CALTAGIRONE 1920 PAXTON WAY ENCINITAS, CA 92024 1167

**Priority Date:** NOVEMBER 22, 1915

Type of Historical Right: FILED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: AMBROSE 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 NESESW 11 9N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Subdivision: UNIVERSITY ORCHARDS

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>			
1			S2N2	10	9N	19W	RAVALLI			
	<b>Subdivision:</b>	UNIVERSITY ORCHARDS BLOCK: 001								
2			S2	10	9N	19W	RAVALLI			
	Subdivision:	vision: UNIVERSITY HEIGHTS BLOCK: 002								
3			N2S2	10	9N	19W	RAVALLI			
	Subdivision:	UNIVERSITY OF	RCHARDS	BLC	BLOCK: 001					
4			SE	10	9N	19W	RAVALLI			
	Subdivision:	UNIVERSITY OF	RCHARDS	BLC	BLOCK: 004					
5			SW	11	9N	19W	RAVALLI			
	Subdivision:	UNIVERSITY OF	RCHARDS	BLC	BLOCK: 004					
6			SW	11	9N	19W	RAVALLI			
	Subdivision:	UNIVERSITY OF	RCHARDS							

7 N2N2 15 9N 19W RAVALLI

### Place of Use:

ID Acres Govt Lot Qtr Sec Sec Twp Rge County

Subdivision: UNIVERSITY ORCHARDS BLOCK: 003

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124207-00 124209-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124210-00 Page 1 of 2

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124210-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BOLIN RANCHES

1352 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6256

**Priority Date:** MAY 31, 1898

Type of Historical Right: FILED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: GRAYHORSE 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 SWSENE 7 9N 18W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Period of Use: JANUARY 1 TO DECEMBER 31

\*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 SE 6 9N 18W RAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124208-00 124210-00

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 05/10/1989.

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

IT APPEARS POINT OF DIVERSION NO. 1 MAY BE INCORRECT. THE EXISTENCE OF A DIVERSION FACILITY AND CONVEYANCE DITCH CANNOT BE CONFIRMED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124211-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124211-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BOLIN RANCHES

1352 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6256

**Priority Date:** JANUARY 1, 1930

Type of Historical Right: USE

Purpose(use): STOCK
Flow Rate: 50.00 GPM

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 NWSESW 11 9N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1NWSESW119N19WRAVALLI

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124205-00 124211-00

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE PUMP CAPACITY. AVAILABLE DATA SUPPORT A FLOW RATE OF 21.00 GPM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124212-00 Page 1 of 2

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124212-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBIN L BOLIN

1253 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6255

BOLIN RANCHES 1352 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6256

TRENT G LAYTON

4321 LONE ROCK SCHOOL RD STEVENSVILLE, MT 59870

ROY IVAN LEE & BOLIN MARLENE K REVOCABLE LIVING TR

1356 BOLIN RANCH RD STEVENSVILLE, MT 59870

SHIRLEY LAYTON

4321 LONE ROCK SCHOOL RD STEVENSVILLE, MT 59870

**Priority Date:** APRIL 6, 1953

Type of Historical Right: FILED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

DECEMBER 4, 2015 76H 124212-00 Page 2 of 2

\*Source Name: SHEEP 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 SWNWSW 14 9N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Subdivision: UNIVERSITY ORCHARDS

Period of Use: JANUARY 1 TO DECEMBER 31

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 S2 10 9N 19W RAVALLI

Subdivision: UNIVERSITY ORCHARDS BLOCK: 2

2 N2N2 15 9N 19W RAVALLI

Subdivision: UNIVERSITY ORCHARDS BLOCK: 3

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124206-00 124212-00

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

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THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124213-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBIN L BOLIN

1253 BOLIN RANCH RD

STEVENSVILLE, MT 59870 6255

Priority Date: JANUARY 1, 1925

Type of Historical Right: USE

Purpose(use): STOCK
Flow Rate: 20.00 GPM

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

ID Govt Lot Qtr Sec Sec Twp Rge County

SWSWSE 10 9N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Subdivision: UNIVERSITY ORCHARDS TRACT/LOT: 10 BLOCK: 2

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1SWSWSE109N19WRAVALLI

Subdivision: UNIVERSITY ORCHARDS TRACT/LOT: 10 BLOCK: 2

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

124204-00 124213-00

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124214-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124214-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HENRIETTA H BRANDON

353 ZIMMERMAN LN

HAMILTON, MT 59840 3318

EARL BRANDON 353 ZIMMERMAN LN

HAMILTON, MT 59840 3318

**Priority Date:** MAY 1, 1873

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 17.00 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 1.00

\*Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

### \*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> 2 - SECONDARY NENESW 6 5N 20W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

Ditch Name: NICOL-HART LATERAL

WATER FROM REPUBLICAN DITCH IS CONVEYED THROUGH NICOL-HART

LATERAL TO THE PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI,

CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use: MAY 1 TO SEPTEMBER 30

Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 1.00
 NWSESW
 31
 6N
 20W
 RAVALLI

 Total:
 1.00

### Remarks:

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 03/10/2014.

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 124214-00 Page 3 of 3

DECEMBER 4, 2015 76H 124215-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 124215-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOAN W CONTRAMAN

968 COAL PIT RD CORVALLIS, MT 59828

LAUREL C KELLY 1125 COAL PIT RD CORVALLIS, MT 59828

DONALD J CONTRAMAN

968 COAL PIT RD CORVALLIS, MT 59828

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** AUGUST 3, 1951

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

**Flow Rate:** 125.00 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 9.00

Source Name: COALPIT 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 NWSESW 36 7N 20W RAVALLI

Period of Diversion: MAY 15 TO OCTOBER 15

**Diversion Means:** PUMP

Subdivision: SUMMERDALE ORCHARDS TRACT/LOT: 3 BLOCK: 7

Period of Use: MAY 15 TO OCTOBER 15

Place of Use:

Otr Sec Sec ID **Govt Lot** Twp Rge County Acres 1 20W RAVALLI 4.50 NWSESW 36 7N SUMMERDALE ORCHARDS TRACT/LOT: 4 BLOCK: 7 **Subdivision:** 2 4.50 NWSESW 36 7N 20W RAVALLI SUMMERDALE ORCHARDS TRACT/LOT: 3 BLOCK: 7 **Subdivision:** 

**Total:** 9.00

### Remarks:

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE RAVALLI COUNTY WATER RESOURCES SURVEY FIELD NOTES (1957) INDICATE THAT 0.00 ACRES WERE IRRIGATED BY THIS FILED APPROPRIATION RIGHT.

USDA AERIAL PHOTOGRAPH NO(S). 179-144, DATED 08/02/1979, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125053-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DENNIS R MANGOLD

5500 MOLNAR DR

GIBSONIA, PA 15044 9308

CAROLYN M MANGOLD

5500 MOLNAR DR

GIBSONIA, PA 15044 9308

WILLIAM F DE WALT

PO BOX 1022

HAMILTON, MT 59840

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** APRIL 1, 1892

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 90.00 GPM

\*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: 10.00

\*Source Name: BITTERROOT RIVER

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 SWNWNW 25 3N 21W RAVALLI

Period of Diversion: MAY 15 TO OCTOBER 1

**Diversion Means:** PUMP

Period of Use: MAY 15 TO OCTOBER 1

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty110.00W2SWNW253N21WRAVALLI

**Total:** 10.00

### Remarks:

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY
DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 125 MINER'S
INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 2098-00, 5623-00, 5624-00, 9746-00, 975000, 110523-00, 125053-00, 151159-00, 151670-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 125058-00 Page 1 of 1

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125058-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: CREECH, KAY E TRUST

PO BOX 29

STEVENSVILLE, MT 59870

HOWARD G HARDEMAN LLC

2682 MERIDIAN RD VICTOR, MT 59875

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: BURNT FORK CREEK

Point of Diversion and Means of Diversion:

Period of Use: Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 03/11/2015.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR
ISSUES TO REPORT TO THE WATER COURT.

DECEMBER 4, 2015 76H 125078-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125078-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MICHELE SAMSEL

879 CRESCENT RD CORVALLIS, MT 59828

\*Priority Date: DECEMBER 31, 1946

Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 168.30 GPM

PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 24.40

\*Source Name: UNNAMED TRIBUTARY OF NORTH BIRCH 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 SWNESE 2 7N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

Subdivision: MOUNTAIN VIEW ORCHARDS TRACT/LOT: 11 BLOCK: 17

PUMP IS SECONDARY MEANS OF DIVERSION.

\*Reservoir: ONSTREAM

Govt Lot Qtr Sec Sec Twp Rge County

SWNESE 2 7N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 1Dam Height:18.00 FEETDepth:15.00 FEETSurface Area:1.00 ACRES

Capacity: 6.00 ACRE-FEET

THE CAPACITY AND DAM HEIGHT HAVE BEEN ESTIMATED BY DNRC. SEE THE AFFIDAVIT FROM RUSSELL ZACHA IN THE CLAIM FILE FOR

ADDITIONAL RESERVOIR DATA.

WATER RIGHTS 1193-00 AND 125078-00 SHARE THE SAME RESERVOIR.

Period of Use: APRIL 1 TO OCTOBER 1

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty124.40N2SE27N20WRAVALLI

Subdivision: MOUNTAIN VIEW ORCHARDS BLOCK: 17

**Total:** 24.40

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/27/2005: POINT OF DIVERSION, MEANS OF DIVERSION, MAXIMUM ACRES, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/22/2013: PERIOD OF DIVERSION, PERIOD OF USE.

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

<u>......</u>

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 125078-00 Page 3 of 3

DECEMBER 4, 2015 76H 125088-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125088-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JENSEN SABRE REVOCABLE TRUST

3545 CIMARRON LN

STEVENSVILLE, MT 59870

**Priority Date:** JULY 1, 1875

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 50.49 GPM

\*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: 5.00

Source Name: SOUTH SWAMP 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 NESWNW 36 9N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** BROWN-TANGMO DITCH (HEADGATE 118)

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 5.00
 NESENW
 35
 9N
 20W
 RAVALLI

 Total:
 5.00

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/25/2008: SOURCE NAME, FLOW RATE, PRIORITY DATE.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# IMPORTANT NOTICE

### \*\*\*\* THIS IS AN INTERBASIN TRANSFER CLAIM \*\*\*\*

THIS APPROPRIATION OF WATER TAKES WATER FROM THE BITTERROOT RIVER DRAINAGE (BASIN 76H) AND USES IT IN THE BITTERROOT RIVER DRAINAGE (BASIN 76H) AND THE CLARK FORK, BETWEEN BLACKFOOT & FLATHEAD RIVERS DRAINAGE (BASIN 76M). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125091-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: FLETA E KENNA

16300 LAVENDER LN LOS GATOS, CA 95032

BRUCE B BARRETT 330 BLUE HERON LN MISSOULA, MT 59801

ADAIR D KANTER 330 BLUE HERON LANE MISSOULA, MT 59801 4123

MARY RUTH HAVICAN 365 BLUE HERON LN MISSOULA, MT 59804

HOWARD J HICKINGBOTHAM 8105 TORTUGA RANCH RD MISSOULA, MT 59804

SANDRA B HICKINGBOTHAM 8105 TORTUGA RANCH RD MISSOULA, MT 59804

N & G LLC 729 W CENTRAL MISSOULA, MT 59801 DECEMBER 4, 2015 76H 125091-00 Page 2 of 3

> WILLIAM R MACLAY 949 CASCADE DR

SUNNYVALE, CA 94087 4043

KAREN A HOLCOMB 365 BLUE HERON LN MISSOULA, MT 59804

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

OWNER WILLIAM R MACLAY RETAINED. CONTRACT FOR DEED INTEREST.

\*Priority Date: JUNE 30, 1927

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.00 CFS

\*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: 61.60

Source Name: BITTERROOT RIVER
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

Period of Diversion: MAY 15 TO SEPTEMBER 15

**Diversion Means:** PUMP

Period of Use: MAY 15 TO SEPTEMBER 15

\*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	11.25		S2NWSE	27	13N	20W	MISSOULA
2	21.25		SWSE	27	13N	20W	MISSOULA
3	24.00		SESE	27	13N	20W	MISSOULA
4	3.10		S2NESE	27	13N	20W	MISSOULA
5	2.00		NWNENE	34	13N	20W	MISSOULA
Total:	61.60						

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.

125091-00 30043235 30043236 30043237 30043240

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/08/1990: MEANS OF DIVERSION, POINT OF DIVERSION, MAXIMUM ACRES, PLACE OF USE.

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THIS INTERBASIN TRANSFER CLAIM WAS NOT INCLUDED IN THE 76M BASIN TEMPORARY PRELIMINARY DECREE ISSUED 11/29/1984.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 08/15/2009, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY MULTIPLE ADDITIONAL OWNERS.

THE MISSOULA COUNTY WATER RESOURCES SURVEY FIELD NOTES (1959) APPEAR TO INDICATE 0.00 ACRES IRRIGATED BY WATER DIVERTED FROM THE BITTERROOT RIVER.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE IRRIGATED BY WATER FROM THE CLAIMED SOURCE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125093-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DAVID L MAJORS

3289 WOOD DUCK LN STEVENSVILLE, MT 59870

**Priority Date:** APRIL 1, 1884

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 224.40 GPM

\*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: 18.92

\*Source Name: BURNT FORK 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 NWSWNE 4 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** STROUDE DITCH (HEADGATE 52C)

2 NESENW 4 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: UNNAMED DITCH (HEADGATE 52B)

Period of Use: MAY 1 TO OCTOBER 31

#### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<u>County</u>
1	18.92		N2SENW	4	8N	19W I	RAVALLI
Total:	18.92						

#### 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.

125093-00 152023-00 152024-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125093-00 125094-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125094-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DAVID L MAJORS

3289 WOOD DUCK LN STEVENSVILLE, MT 59870

**Priority Date:** APRIL 1, 1884

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSASRY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: BURNT FORK 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 NWSWNE 4 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: STROUDE DITCH (HEADGATE 52C)

2 N2SENW 4 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

### \*Point of Diversion and Means of Diversion:

 ID
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 3
 NESENW
 4
 8N
 19W
 RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: UNNAMED DITCH (HEADGATE 52B)

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

ID Acres Govt Lot Qtr Sec Sec Twp Rge County

1 N2SENW 4 8N 19W RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125093-00 125094-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125102-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CLIFFORD E FELLRATH

18115 NE 101ST CT

REDMOND, WA 98052 3274

PATTY J MCGREGOR

PO BOX 111

POLSON, MT 59860 0111

LINDA L HANSON

1741 SLEEPING CHILD RD HAMILTON, MT 59840

A KRISTINE FELLRATH 18115 NE 101ST CT

REDMOND, WA 98052 3274

KENNETH J HANSON 1741 SLEEPING CHILD RD HAMILTON, MT 59840

**ELMER J MCGREGOR** 

PO BOX 111

POLSON, MT 59860 0111

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

\*Priority Date: MARCH 1, 1895

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

\*Flow Rate: 102.00 GPM

\*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: 7.00

Source Name: SPRING, UNNAMED TRIBUTARY OF SLEEPING CHILD CREEK

Source Type: GROUNDWATER

## 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 SWSWNW 33 5N 20W RAVALLI

Period of Diversion: MARCH 15 TO OCTOBER 15

**Diversion Means:** DRAIN DITCH

Period of Use: MARCH 15 TO OCTOBER 15

### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge C	<u>'ounty</u>
1	5.00		SESENE	32	5N	20W R	AVALLI
2	2.00		SWSWNW	33	5N	20W R	AVALLI
Total:	7.00						

### 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.

125102-00 125103-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 125102-00 Page 3 of 3

DECEMBER 4, 2015 76H 125103-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125103-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: A KRISTINE FELLRATH

18115 NE 101ST CT

REDMOND, WA 98052 3274

CLIFFORD E FELLRATH 18115 NE 101ST CT

REDMOND, WA 98052 3274

KENNETH J HANSON 1741 SLEEPING CHILD RD HAMILTON, MT 59840

LINDA L HANSON

1741 SLEEPING CHILD RD HAMILTON, MT 59840

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

\*Priority Date: DECEMBER 31, 1872

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

\*Flow Rate: 1.33 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*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: 35.00

\*Source Name: SLEEPING CHILD 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 NWNWSW 33 5N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: PUMP

2 SWNWSW 34 5N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: WALLEN-TULLACK-SEE DITCH

Period of Use: MAY 1 TO OCTOBER 15

### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	<b>County</b>
1	7.00		SESENE	32	5N	20W	RAVALLI
2	10.00		S2SWNW	33	5N	20W	RAVALLI
3	18.00		N2NWSW	33	5N	20W	RAVALLI
Total:	35.00						

### 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.

125102-00 125103-00

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE RAVALLI COUNTY WATER RESOURCES SURVEY (1958) IDENTIFIES THE PRIORITY DATE AS 1888.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 125103-00 Page 3 of 3

DECEMBER 4, 2015 76H 125116-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125116-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TRIPLE D & M LLC

850 OIL WELL RD CORVALLIS, MT 59828

\*Priority Date: DECEMBER 31, 1956

Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER

\*Flow Rate: 1.57 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 41.50

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 NWNWNE 21 7N 20W RAVALLI

Period of Diversion: MAY 15 TO SEPTEMBER 15

**Diversion Means:** WELL

Period of Use: MAY 15 TO SEPTEMBER 15

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty141.50N2N2NE217N20WRAVALLI

Place of Use:

ID Acres Govt Lot Qtr Sec Sec Twp Rge County

**Total:** 41.50

### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 125123-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125123-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

\*Owners: CAROLYN M SPERRY

807 OLD CORVALLIS RD CORVALLIS, MT 59828

DARREL G SPERRY 807 OLD CORVALLIS RD CORVALLIS, MT 59828

\*Priority Date: AUGUST 30, 1942

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.11 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 40.00

\*Source Name: UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

\*Point of Diversion and Means of Diversion:

Period of Diversion: MAY 15 TO OCTOBER 15

**Diversion Means:** PUMP

Period of Use: MAY 15 TO OCTOBER 15

## Place of Use:

<u>ID</u>	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	<b>Twp</b>	<u>Rge</u>	County
1	40.00		SESW	6	6N	20W	RAVALLI
Total:	40.00						

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/15/1998: FLOW RATE, MAXIMUM ACRES.

THE IRRIGATION TYPE WAS AMENDED BY THE CLAIMANT ON 05/09/2014.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 125127-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125127-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CHRISS A MACK

8962 KEEGAN TRAIL MISSOULA, MT 59808

CAROLYN R MACK 8962 KEEGAN TRAIL MISSOULA, MT 59808 8606

\*Priority Date: DECEMBER 31, 1881

Type of Historical Right: FILED

Purpose(use): STOCK

**Flow Rate:** 269.28 GPM

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPRING, UNNAMED TRIBUTARY OF SOUTH BURNT FORK CREEK

Source Type: GROUNDWATER

SOURCE IS COMPOSED OF A GROUP OF DEVELOPED SPRINGS WITHIN THE

POINT OF DIVERSION LEGAL LAND DESCRIPTION.

\*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 NENESW 5 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DEVELOPED SPRING

2 SENESW 5 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DEVELOPED SPRING

### \*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> 3 SENESW 5 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DEVELOPED SPRING

Period of Use: JANUARY 1 TO DECEMBER 31

# \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			NENESW	5	8N	19W	RAVALLI
2			SENESW	5	8N	19W	RAVALLI

# Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125127-00 125128-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/10/1997: POINT OF DIVERSION, MEANS OF DIVERSION, PRIORITY DATE, TYPE OF RIGHT.

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 125128-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125128-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CAROLYN R MACK

8962 KEEGAN TRAIL

MISSOULA, MT 59808 8606

CHRISS A MACK 8962 KEEGAN TRAIL MISSOULA, MT 59808

\*Priority Date: DECEMBER 31, 1881

\*Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 2.25 CFS

\*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: SPRING, UNNAMED TRIBUTARY OF SOUTH BURNT FORK CREEK

Source Type: GROUNDWATER

SOURCE IS COMPOSED OF A GROUP OF DEVELOPED SPRINGS WITHIN THE

POINT OF DIVERSION LEGAL LAND DESCRIPTION.

\*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 NENESW 5 8N 19W RAVALLI

\*Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DEVELOPED SPRING

### \*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> 2 SENESW 5 8N 19W RAVALLI

\*Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DEVELOPED SPRING

3 SENESW 5 8N 19W RAVALLI

\*Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS

CLAIM.

Reservoir: OFFSTREAM

Govt Lot Qtr Sec Sec Twp Rge County

NWNESW 5 8N 19W RAVALLI

Capacity: 0.10 ACRE-FEET

Period of Use: MAY 1 TO SEPTEMBER 20

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty160.00N2SW58N19WRAVALLI

**Total:** 60.00

## 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.

125128-00 125129-00 125130-00 125131-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125127-00 125128-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/29/2003: FLOW RATE, RESERVOIR.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/10/1997: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PRIORITY DATE.

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

EXISTENCE OF THE CLAIMED RESERVOIR CANNOT BE CONFIRMED WITH AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 125129-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125129-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CAROLYN R MACK

8962 KEEGAN TRAIL

MISSOULA, MT 59808 8606

CHRISS A MACK 8962 KEEGAN TRAIL MISSOULA, MT 59808

\*Priority Date: DECEMBER 31, 1881

Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

\*Flow Rate: 1.10 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*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: 29.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF SOUTH BURNT FORK CREEK

Source Type: GROUNDWATER

\*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 SWNESW 5 8N 19W RAVALLI

\*Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DEVELOPED SPRING

Period of Use: JANUARY 1 TO DECEMBER 31

#### Place of Use:

$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>	
1	29.00		N2SW	5	8N	19W	RAVALLI	
Total:	29.00							

#### 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.

125128-00 125129-00 125130-00 125131-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/10/1997: PLACE OF USE, MAXIMUM ACRES, PRIORITY DATE.

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 04/29/2003.

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 15 TO OCTOBER 15.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 125130-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125130-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CAROLYN R MACK

8962 KEEGAN TRAIL

MISSOULA, MT 59808 8606

CHRISS A MACK 8962 KEEGAN TRAIL MISSOULA, MT 59808

**Priority Date:** MAY 25, 1881

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 3.00 CFS

\*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: 177.00

Source Name: SOUTH BURNT FORK 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 NESWSW 4 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** BARROTT DITCH (HEADGATE 103)

2 SENESE 5 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 15

**Diversion Means:** DITCH

### Point of Diversion and Means of Diversion:

<u>ID</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>
3		NENWSE	5	8N	19W	RAVALLI

**Period of Diversion:** MAY 1 TO OCTOBER 15

**Diversion Means:** DITCH

4 NENWSE 5 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 15

**Diversion Means:** DITCH

5 NWNWSE 5 8N 19W RAVALLI

**Period of Diversion: MAY 1 TO OCTOBER 15** 

**Diversion Means:** DITCH

Period of Use: MAY 1 TO OCTOBER 15

## Place of Use:

$\overline{\mathbf{D}}$	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	77.00		S2NE	5	8N	19W	RAVALLI
2	69.00		N2SE	5	8N	19W	RAVALLI
3	29.00		NESW	5	8N	19W	RAVALLI
4	2.00		NESESW	5	8N	19W	RAVALLI
Total:	177.00						

### 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.

125128-00 125129-00 125130-00 125131-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/29/2003: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 03/10/1997.

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 04/13/2015.

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 120 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 119945-00, 125130-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 125130-00 Page 3 of 3

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 125131-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125131-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CHRISS A MACK

8962 KEEGAN TRAIL MISSOULA, MT 59808

CAROLYN R MACK 8962 KEEGAN TRAIL

MISSOULA, MT 59808 8606

**Priority Date:** JUNE 15, 1886

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 2.13 CFS

\*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: 177.00

Source Name: SOUTH BURNT FORK 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 NESWSW 4 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** BARROTT DITCH (HEADGATE 103)

2 SENESE 5 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 15

**Diversion Means:** DITCH

### Point of Diversion and Means of Diversion:

**Period of Diversion:** MAY 1 TO OCTOBER 15

**Diversion Means:** DITCH

4 NENWSE 5 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 15

**Diversion Means:** DITCH

5 NWNWSE 5 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 15

**Diversion Means:** DITCH

Period of Use: MAY 1 TO OCTOBER 15

## Place of Use:

$\overline{\mathbf{D}}$	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	77.00		S2NE	5	8N	19W	RAVALLI
2	69.00		N2SE	5	8N	19W	RAVALLI
3	29.00		NESW	5	8N	19W	RAVALLI
4	2.00		NESESW	5	8N	19W	RAVALLI
Total:	177.00						

### 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.

125128-00 125129-00 125130-00 125131-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/29/2003: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 03/10/1997.

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 04/13/2015.

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 85 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 119946-00, 125131-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 125131-00 Page 3 of 3

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 125132-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125132-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CAROLYN R MACK

8962 KEEGAN TRAIL

MISSOULA, MT 59808 8606

CHRISS A MACK 8962 KEEGAN TRAIL MISSOULA, MT 59808

\*Priority Date: DECEMBER 31, 1919

Type of Historical Right: USE

Purpose(use): STOCK
Flow Rate: 200.00 GPM

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 SWNWSE 5 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1SWNWSE58N19WRAVALLI

# Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/29/2003: PURPOSE, FLOW RATE, POINT OF DIVERSION, PLACE OF USE.

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125140-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCHWAB, CHARLES & HELEN LIVING TRUST

ROGER RAYNAL PO BOX 957

CORVALLIS, MT 59828 0957

**Priority Date:** APRIL 1, 1897

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 3.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 120.00

Source Name: BITTERROOT RIVER
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 SWSENW 20 7N 20W RAVALLI

Period of Diversion: MARCH 1 TO NOVEMBER 30

**Diversion Means:** HEADGATE

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

Period of Use: MARCH 1 TO NOVEMBER 30

# Place of Use:

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	40.00		NENW	16	7N	20W	RAVALLI
2	40.00		NWNW	16	7N	20W	RAVALLI
3	40.00		SWNW	16	7N	20W	RAVALLI
Total:	120.00						

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME OTHER.

100517-00 100518-00 125140-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125140-00 125141-00

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 11/04/1996.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 125141-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCHWAB, CHARLES & HELEN LIVING TRUST

ROGER RAYNAL PO BOX 957

CORVALLIS, MT 59828 0957

**Priority Date:** APRIL 1, 1897

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER

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 SWSENW 20 7N 20W RAVALLI

\*Period of Diversion: MARCH 1 TO NOVEMBER 30

**Diversion Means:** HEADGATE

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

\*Period of Use: MARCH 1 TO NOVEMBER 30

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge C	<u>ounty</u>
1			NENW	16	7N	20W R	AVALLI
2			NWNW	16	7N	20W R	AVALLI
3			SWNW	16	7N	20W R	AVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

125140-00 125141-00

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128472-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: THOMAS A CURRIER

5027 EASTSIDE HWY STEVENSVILLE, MT 59870

Priority Date: MARCH 20, 1925

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER

Flow Rate: 224.40 GPM

\*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: 17.45

Source Name: THREEMILE 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 SENESW 1 9N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Subdivision: SUNNYSIDE ORCHARDS TRACT/LOT: 22 BLOCK: 1

Ditch Name: JOHNSON DITCH

Period of Use: APRIL 15 TO OCTOBER 15

# \*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty117.45NESW19N20WRAVALLISubdivision:SUNNYSIDE ORCHARDSTRACT/LOT: 22-24BLOCK: 1

**Total:** 17.45

#### Remarks:

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON THREEMILE CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 283, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 128475-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128475-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALAN J FINLAYSON

14049 N 39TH DR PHOENIX, AZ 85023

GAYLA W FINLAYSON 14049 N 39TH DR PHOENIX, AZ 85023

Priority Date: OCTOBER 18, 1951

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 336.60 GPM

PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 3 - MODERATE

Maximum Acres: 38.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF WILLOW 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 NENWNE 11 6N 20W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 1

**Diversion Means:** DAM

\*Reservoir: ONSTREAM

Govt Lot Qtr Sec Sec Twp Rge County

NENWNE 11 6N 20W RAVALLI

Diversion to Reservoir:

Dam Height:

Depth:

Surface Area:

Capacity:

DIVERSION # 1

12.00 FEET

8.00 FEET

1.50 ACRES

4.80 ACRE-FEET

THE CAPACITY HAS BEEN ESTIMATED BY DNRC.

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: MAY 1 TO OCTOBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty138.00NWNE116N20WRAVALLI

Total: 38.00

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 128482-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

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OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128482-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: STEVEN E OLSON

142 BLUE HERON DR HAMILTON, MT 59840

LEONARD W GRAYSON 169 PINE HOLLOW RD

STEVENSVILLE, MT 59870 6621

SAMUEL J POLLARD 128 BLUE HERON RD HAMILTON, MT 59840

RICHARD G GRAYSON 169 PINE HOLLOW RD STEVENSVILLE, MT 59870

**Priority Date:** MAY 1, 1876

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 11.22 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 3.00

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI,

CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

ID **Govt Lot Qtr Sec** Rge County <u>Acres</u> Sec <u>Twp</u> 1 3.00 **SESESW** 6 5N 20W **RAVALLI Total:** 3.00

#### 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.

128482-00 128485-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

128482-00 128483-00

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/21/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY BRIAN & RONDA TAGGART.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 128483-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128483-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LEONARD W GRAYSON

169 PINE HOLLOW RD

STEVENSVILLE, MT 59870 6621

STEVEN E OLSON 142 BLUE HERON DR HAMILTON, MT 59840

RICHARD G GRAYSON 169 PINE HOLLOW RD STEVENSVILLE, MT 59870

SAMUEL J POLLARD 128 BLUE HERON RD HAMILTON, MT 59840

**Priority Date:** MAY 1, 1876

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

JANUARY 1 TO DECEMBER 31

\*Place of Use:

Period of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1SESESW65N20WRAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

128482-00 128483-00

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 128483-00 Page 3 of 3

DECEMBER 4, 2015 76H 128484-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128484-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONDA L TAGGART

PO BOX 1754

HAMILTON, MT 59840

BRIAN J TAGGART PO BOX 1754

HAMILTON, MT 59840

STEVEN E OLSON 142 BLUE HERON DR HAMILTON, MT 59840

SAMUEL J POLLARD 128 BLUE HERON RD HAMILTON, MT 59840

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** JUNE 1, 1868

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

JANUARY 1 TO DECEMBER 31

Period of Use:
\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1SESESW65N20WRAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

128484-00 128485-00

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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DECEMBER 4, 2015 76H 128485-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

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OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128485-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BRIAN J TAGGART

PO BOX 1754

HAMILTON, MT 59840

STEVEN E OLSON 142 BLUE HERON DR HAMILTON, MT 59840

**RONDA L TAGGART** 

PO BOX 1754

HAMILTON, MT 59840

SAMUEL J POLLARD 128 BLUE HERON RD HAMILTON, MT 59840

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** JUNE 1, 1868

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 11.22 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 3.00

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

APRIL 15 TO OCTOBER 15

\*Place of Use:

Period of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 3.00
 SESESW
 6
 5N
 20W
 RAVALLI

 Total:
 3.00

#### 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.

128482-00 128485-00

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128484-00 128485-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 128493-00 Page 1 of 1

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128493-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: JOHN M COYNE

239 MARCUS ST HAMILTON, MT 59840

LESLIE S COYNE 239 MARCUS ST HAMILTON, MT 59840

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): DOMESTIC

Flow Rate:

Volume:

**Source Name:** GROUNDWATER **Point of Diversion and Means of Diversion:** 

Period of Use: Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 04/25/2007.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128494-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARTIN NEAVES

239 MARCUS ST HAMILTON, MT 59840

JEANNETTE NEAVES 239 MARCUS ST HAMILTON, MT 59840

Priority Date: DECEMBER 31, 1946

Type of Historical Right: USE

Purpose(use): DOMESTIC
Flow Rate: 20.00 GPM
Volume: 1.50 AC-FT

Households: 1

Maximum Acres: 0.25

\*Source Name: GROUNDWATER

Source Type: GROUNDWATER

\*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 NENWSW 30 6N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Subdivision: DALY ACRES TRACT/LOT: 1 BLOCK: 3

Period of Use: JANUARY 1 TO DECEMBER 31

# \*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty10.25NENWSW306N20WRAVALLISubdivision:DALY ACRESTRACT/LOT: 1BLOCK: 3

**Total:** 0.25

#### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 128497-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128497-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GARY INCE CONSTRUCTION, INC.

**PO BOX 566** 

STEVENSVILLE, MT 59870

\*Priority Date: JULY 31, 1943

Type of Historical Right: USE

Purpose(use): DOMESTIC
Flow Rate: 20.00 GPM
Volume: 1.50 AC-FT

Households: 1

Maximum Acres: 0.10

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 NESENW 1 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Subdivision: SUNNYSIDE ORCHARDS NO 2 TRACT/LOT: 41A BLOCK: 1

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty10.10NESENW19N20WRAVALLI

Subdivision: SUNNYSIDE ORCHARDS NO 2 TRACT/LOT: 41A BLOCK: 1

**Total:** 0.10

#### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 128499-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128499-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MAX J NENTWIG

4590 HOOVER LN

STEVENSVILLE, MT 59870

Priority Date: JULY 1, 1933

Type of Historical Right: USE

Purpose(use): DOMESTIC
Flow Rate: 30.00 GPM
Volume: 3.00 AC-FT

Households: 1

Maximum Acres: 1.00

\*Source Name: GROUNDWATER

Source Type: GROUNDWATER

\*Point of Diversion and Means of Diversion:

ID 1 Govt Lot Qtr Sec Sec Twp Rge County NWNWNE 5 9N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Subdivision: SUNNYSIDE ORCHARDS NO 4 TRACT/LOT: 1 BLOCK: 17

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty11.00NWNWNE59N19WRAVALLISubdivision:SUNNYSIDE ORCHARDS NO 4TRACT/LOT: 1BLOCK: 17

**Total:** 1.00

Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 128514-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128514-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: NANCY N BROWN

5629 LOWER WOODCHUCK

FLORENCE, MT 59833

\*Priority Date: DECEMBER 31, 1920

Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 280.50 GPM

\*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: 25.00

Source Name: SOUTH BURNT FORK 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 SESWSE 4 8N 19W RAVALLI

Period of Diversion: MAY 1 TO AUGUST 1

**Diversion Means:** HEADGATE

**Ditch Name:** THOFT DITCH (HEADGATE 102)

Period of Use: MAY 1 TO AUGUST 1

Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 25.00
 SESW
 4
 8N
 19W
 RAVALLI

**Total:** 25.00

# Remarks:

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

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THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

128514-00 128515-00

USDA AERIAL PHOTOGRAPH NO(S). 379-49 , DATED 08/16/1979 , APPEARS TO INDICATE 17.70 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON SOUTH BURNT FORK CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 556, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 128515-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128515-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WHEELBARROW CREEK RANCH, LLC

355 OLIVEWOOD CT ROCHESTER, MI 48306

NANCY N BROWN

5629 LOWER WOODCHUCK FLORENCE, MT 59833

\*Priority Date: DECEMBER 31, 1920

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 2.13 CFS

\*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: 222.00

Source Name: BURNT FORK 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 NWNWNE 10 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** THOFT DITCH (HEADGATE 10)

Period of Use: MAY 1 TO OCTOBER 1

# Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge County
1	28.00		S2NE	4	8N	19W RAVALLI
2	155.00		SE	4	8N	19W RAVALLI
3	39.00		SESW	4	8N	19W RAVALLI
Total:	222.00					

#### Remarks:

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

128514-00 128515-00

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE RAVALLI COUNTY WATER RESOURCES SURVEY ( 1958 ) APPEARS TO INDICATE 16.20 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 379-51 , DATED 08/16/1979 , APPEARS TO INDICATE 160.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON NORTH BURNT FORK CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 556, RAVALLI COUNTY.

A REQUEST TO WITHDRAW SUBMITTED 11/09/2005 WAS NOT SIGNED BY ALL OWNERS OF RECORD. DNRC REQUESTED THE OTHER OWNERS SUBMIT A SIGNED AND NOTARIZED WITHDRAWAL FORM. AS OF 05/01/2008, A WITHDRAWAL FORM HAS NOT BEEN SUBMITTED BY ALL OWNERS OF RECORD, THEREFORE, THIS REQUEST TO WITHDRAW HAS NOT BEEN PROCESSED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 128515-00 Page 3 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA

# ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128516-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MYTTY LAND & LIVESTOCK LLC

PO BOX 4746

MISSOULA, MT 59806 4746

\*Priority Date: APRIL 10, 1885

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 1.80 CFS

\*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: 21.00

\*Source Name: BURNT FORK 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 NWNWNE 10 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** THOFT DITCH (HEADGATE 10)

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	9.00		SESE	4	8N	19W	RAVALLI
2	12.00		SWSE	4	8N	19W	RAVALLI

#### 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>

**Total:** 21.00

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/09/2005: PLACE OF USE, MAXIMUM ACRES.

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

......

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

# **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128517-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KEVIN MYTTY

875 SWEENEY CREEK LOOP

FLORENCE, MT 59833

TRACI MYTTY

875 SWEENEY CREEK LOOP

FLORENCE, MT 59833

Priority Date: JULY 1, 1852

THIS CLAIM IS PART OF THE BURNT FORK CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM BURNT FORK CREEK IS EXCHANGED FOR WATER FROM THE BITTERROOT RIVER THAT IS DIVERTED INTO THE SUPPLY DITCH (SWSENW SEC 20 T7N R20W). EXCHANGE USERS HOLD SHARES IN SUPPLY DITCH ASSOCIATION TO BE ABLE TO USE THE JULY 1, 1852 "FORT"

RIGHT WATER FROM BURNT FORK CREEK.

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.25 CFS

\*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: 329.00

Source Name: BURNT FORK 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 SENWNE 14 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)

Period of Use: MAY 1 TO OCTOBER 1

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	7.00		NWNE	9	8N	19W	RAVALLI
2	71.00		S2NE	9	8N	19W	RAVALLI
3	18.00		NENW	9	8N	19W	RAVALLI
4	29.00		NWNW	9	8N	19W	RAVALLI
5	80.00		S2NW	9	8N	19W	RAVALLI
6	80.00		N2SE	9	8N	19W	RAVALLI
7	40.00		NESW	9	8N	19W	RAVALLI
8	4.00		NWSW	9	8N	19W	RAVALLI
Total:	329.00						

#### 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.

128517-00 128518-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/09/2005: PLACE OF USE, MAXIMUM ACRES.

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 512 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 3250, 25726, 25750, 50560-00, 50570-00, 104536, 104544, 104546, 104959, 104960, 105006, 107664, 107665, 119948, 128517, 128519, 147922, 150065, 150969, 151736, 151740, 214149, 214379.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE CLAIMED PLACE OF USE IS INCONSISTENT WITH THE PLACE OF USE DESCRIBED IN CASE NO. 556, RAVALLI COUNTY DATED APRIL 10, 1905.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 128517-00 Page 3 of 3

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 128518-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE **SUBBASIN 76HA** ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF **AVAILABILITY."** 

Water Right Number: 76H 128518-00 STATEMENT OF CLAIM

> 1 -- ORIGINAL RIGHT Version:

> > **Status: ACTIVE**

TROY TACK **Owners:** 

> 1454 MIDDLE BURNT FORK RD STEVENSVILLE, MT 59870

KEVIN MYTTY

875 SWEENEY CREEK LOOP

FLORENCE, MT 59833

WALTER A STEWART 195 HAWKER LN CORVALLIS, MT 59828

TRACI MYTTY

875 SWEENEY CREEK LOOP FLORENCE, MT 59833

CINDI TACK

1454 MIDDLE BURNT FORK RD STEVENSVILLE, MT 59870

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

\*Priority Date: MAY 1, 1901

Type of Historical Right: DECREED

**IRRIGATION Purpose(use):** 

**Irrigation Type:** SPRINKLER/FLOOD

3.75 CFS Flow Rate:

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

309.00 **Maximum Acres:** 

\*Source Name: BURNT FORK CREEK
Source Type: SURFACE WATER

### \*Point of Diversion and Means of Diversion:

ID Govt Lot Qtr Sec Sec Twp Rge County

SENWNE 14 8N 19W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)

Period of Use: APRIL 15 TO OCTOBER 15

### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	S	<u>ec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>
1	40.00		SWSW		3	8N	19W	RAVALLI
2	31.00 <b>Subdivision:</b>	SUNSET ORCH	NWNE IARDS NO	3	9 TR	8N ACT/L	19W .OT: 49	RAVALLI -52 BLOCK: 9
3	68.00 <b>Subdivision:</b>	SUNSET ORCH	S2NE IARDS NO	3	9 TR	8N ACT/L		RAVALLI - 32 BLOCK: 9
4	39.50 <b>Subdivision:</b>	SUNSET ORCH	SENW IARDS NO	3	9 TR	8N ACT/L		RAVALLI -36 BLOCK: 9
5	65.00 <b>Subdivision:</b>	SUNSET ORCH	N2SE IARDS NO	3	9 TR	8N ACT/L		RAVALLI - 24 BLOCK: 9
6	39.50 <b>Subdivision:</b>	SUNSET ORCH	NESW IARDS NO	3	9 TR	8N ACT/L	19W .OT: 13	RAVALLI -16 BLOCK: 9
7	26.00		NWNW	1	0	8N	19W	RAVALLI
Total	309.00							

### 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.

128517-00 128518-00

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 05/31/1985.

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

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. W128517-00, W128518-00.

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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AN AMENDMENT WAS SUBMITTED ON 04/03/2006 REQUESTING TO AMEND THE POINT OF DIVERSION, PLACE OF USE, AND MAXIMUM ACRES . THE AMENDMENT HAS NOT BEEN IMPLEMENTED AS IT HAS NOT BEEN SIGNED BY ALL OWNERS OF DNRC RECORD.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE CLAIMED PLACE OF USE IS INCONSISTENT
WITH THE PLACE OF USE DESCRIBED IN CASE NO. 556 , RAVALLI COUNTY DATED APRIL 10, 1905.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128519-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: VICKIE L STEWART

195 HAWKER LN CORVALLIS, MT 59828

WALTER A STEWART 195 HAWKER LN CORVALLIS, MT 59828

Priority Date: JULY 1, 1852

THIS CLAIM IS PART OF THE BURNT FORK CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM BURNT FORK CREEK IS EXCHANGED FOR WATER FROM THE BITTERROOT RIVER THAT IS DIVERTED INTO THE SUPPLY DITCH (SWSENW SEC 20 T7N R20W). EXCHANGE USERS HOLD SHARES IN SUPPLY DITCH ASSOCIATION TO BE ABLE TO USE THE JULY 1, 1852 "FORT

RIGHT" WATER FROM BURNT FORK CREEK.

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.00 CFS

\*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: 255.00

Source Name: BURNT FORK 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 SENWNE 14 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)

Period of Use: MAY 1 TO OCTOBER 1

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	60.00		S2NE	7	8N	19W	RAVALLI
2	20.00		N2NWSE	7	8N	19W	RAVALLI
3	125.00		NW	8	8N	19W	RAVALLI
4	10.00		SWNW	10	8N	19W	RAVALLI
5	40.00		NWSW	10	8N	19W	RAVALLI
Total:	255.00						

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/03/2006: PLACE OF USE, MAXIMUM ACRES.

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 512 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 3250, 25726, 25750, 50560-00, 50570-00, 104536, 104544, 104546, 104959, 104960, 105006, 107664, 107665, 119948, 128517, 128519, 147922, 150065, 150969, 151736, 151740, 214149, 214379.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/25/2014, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY REBECCA S. THOFT.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE CLAIMED PLACE OF USE IS INCONSISTENT WITH THE PLACE OF USE DESCRIBED IN CASE NO. 556, RAVALLI COUNTY DATED APRIL 10, 1905.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 128520-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CHERYL K WALROD

314 DORAN LN

HAMILTON, MT 59840

**Priority Date:** MAY 1, 1868

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 14.47 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 0.86

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: MAY 15 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

2 - SECONDARY SWNWSE 31 6N 20W RAVALLI

Period of Diversion: MAY 15 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

Ditch Name: DORAN LATERAL DITCH

WATER FROM REPUBLICAN DITCH IS CONVEYED THROUGH DORAN LATERAL

TO THE PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use:

MAY 15 TO SEPTEMBER 30

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	0.86		NWNESW	31	6N	20W	RAVALLI
Total:	0.86						

#### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 130985-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130985-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOSEPH H BRYAN

\*\*\*DECEASED\*\*\* 270 DORAN LN

HAMILTON, MT 59840 3307

LILLIANE M BRYAN 270 DORAN LN

HAMILTON, MT 59840 3307

**Priority Date:** JUNE 1, 1868

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 11.22 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 0.50

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use:

**APRIL 15 TO OCTOBER 15** 

#### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	0.50		NWSENW	31	6N	20W	RAVALLI
Total	0.50						

#### Remarks:

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 22.00 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

**DECEMBER 4, 2015** 76H 130986-00 Page 1 of 2

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE **SUBBASIN 76HA** ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE CHANGES FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF **AVAILABILITY."** 

Water Right Number: 76H 130986-00 STATEMENT OF CLAIM

> 1 -- ORIGINAL RIGHT Version:

> > Status: **ACTIVE**

**HELEN E ATTHOWE Owners:** 

> 6176 OLD OLIVE HWY OROVILLE, CA 95966

**Priority Date: JANUARY 20, 1947** 

Type of Historical Right: FILED

DOMESTIC Purpose(use): \*Flow Rate: 4.00 CFS

Volume: 1.50 AC-FT

> Households: 1

1.00 **Maximum Acres:** 

SPRING, UNNAMED TRIBUTARY OF WILLOUGHBY CREEK \*Source Name:

SURFACE WATER **Source Type:** 

\*Point of Diversion and Means of Diversion:

ID **Govt Lot** Rge County Qtr Sec Sec Twp **SWNWNE** 20W RAVALLI 14 8N

Period of Diversion: JANUARY 1 TO DECEMBER 1

**Diversion Means:** DITCH

Period of Use: JANUARY 1 TO DECEMBER 1

\*Place of Use:

ID **Govt Lot** Rge County <u>Acres</u> Qtr Sec <u>Sec</u> Twp 1.00 SWNWNE 14 8N 20W RAVALLI

1.00 **Total:** 

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

130986-00 130994-00 130996-00

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 130986-00, 130987-00, 130993-00, 130994-00, 130996-00, 131000-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130987-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TIMOTHY E HINSON SR

PO BOX 242

STEVENSVILLE, MT 59870

RAMONA A HINSON

PO BOX 242

STEVENSVILLE, MT 59870

Priority Date: JANUARY 20, 1947

Type of Historical Right: FILED

Purpose(use): DOMESTIC
\*Flow Rate: 20.00 GPM

Volume: 1.50 AC-FT

Households: 1

Maximum Acres: 1.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF WILLOUGHBY CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS ELDRIDGE SPRING

\*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 SWSWNE 14 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DITCH

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty11.00SWSWNE148N20WRAVALLI

### \*Place of Use:

ID Acres Govt Lot Qtr Sec Sec Twp Rge County

**Total:** 1.00

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

130987-00 130993-00

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 130986-00, 130987-00, 130993-00, 130994-00, 130996-00. 131000-00.

AS OF 11/19/2013, THIS WATER RIGHT APPEARS TO BE OWNED BY RONALD ENGLISH SMITH JR , PO BOX 449 , DARBY, MT , 59829.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 130988-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130988-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ZACKARY J BUGLI

2849 MCINTYRE RD

STEVENSVILLE, MT 59870

\*Priority Date: SEPTEMBER 15, 1951

Type of Historical Right: FILED

Purpose(use): DOMESTIC Flow Rate: 10.00 GPM

Volume: 26.00 AC-FT

Households: 1

Maximum Acres: 2.50

\*Source Name: GROUNDWATER

Source Type: GROUNDWATER

\*Point of Diversion and Means of Diversion:

IDGovt LotQtr SecSecTwpRgeCounty1NESESE78N19WRAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Subdivision: SUNSET ORCHARDS AMD (B 1 & 2) TRACT/LOT: 13 BLOCK: 1

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty12.50NESESE78N19WRAVALLI

Subdivision: SUNSET ORCHARDS AMD (B 1 & 2) TRACT/LOT: 13 BLOCK: 1

**Total:** 2.50

## Remarks:

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 10/30/2013, THIS WATER RIGHT APPEARS TO BE OWNED BY THE BUGLI FAMILY TRUST, 3049 BUGLI LANE, STEVENSVILLE, MT, 59870-6802.

THE CLAIMED PURPOSE (USE) COULD NOT BE IDENTIFIED DUE TO LACK OF DATA. NO DWELLING IS VISIBLE PRIOR TO 1973.

THE CLAIMED VOLUME EXCEEDS THE 7.75 ACRE-FEET GUIDELINE FOR THIS PURPOSE. ITS ACCURACY CANNOT BE CONFIRMED DUE TO LACK OF DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 130989-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130989-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ZACKARY J BUGLI

2849 MCINTYRE RD STEVENSVILLE, MT 59870

\*Priority Date: NOVEMBER 10, 1956

Type of Historical Right: USE

Purpose(use): DOMESTIC
Flow Rate: 10.00 GPM
Volume: 16.00 AC-FT

me: 10.00 AC-F1

Households: 1

Maximum Acres: 10.00

\*Source Name: GROUNDWATER

Source Type: GROUNDWATER

ALSO KNOWN AS BUG 1: WELL

\*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 SENESE 7 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Subdivision: SUNSET ORCHARDS AMD (B 1 & 2) TRACT/LOT: 11 BLOCK: 1

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty110.00SENESE78N19WRAVALLI

Subdivision: SUNSET ORCHARDS AMD (B 1 & 2) TRACT/LOT: 11 BLOCK: 1

**Total:** 10.00

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

130989-00 131003-00

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

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## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. AS OF 10/29/2013, THIS WATER RIGHT APPEARS TO BE OWNED BY THE BUGLI FAMILY TRUST, 3067 BUGLI LANE, STEVENSVILLE, MT, 59870-6802.

THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE USED FOR DOMESTIC IRRIGATION PURPOSES.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 130990-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130990-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARJORIE U KINSLER

323 E FIR ST

BREA, CA 92821 6538

LELAND C KINSLER

323 E FIR ST

BREA, CA 92821 6538

Priority Date: JANUARY 1, 1950

Type of Historical Right: USE

Purpose(use): DOMESTIC
Flow Rate: 10.00 GPM
Volume: 16.00 AC-FT

Households: 1

Maximum Acres: 10.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: GROUNDWATER

\*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 NWSWSW 11 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** PUMP

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 10.00
 NWSW
 11
 8N
 20W
 RAVALLI

 Total:
 10.00
 NWSW
 11
 8N
 20W
 RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

130990-00 130998-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 179-138, DATED 08/02/1979, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDI AERIAL PHOTOGRAPH NO. CNR-2P-175 , DATED 08/01/1955 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED PLACE OF USE COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 130991-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130991-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARJORIE U KINSLER

323 E FIR ST

BREA, CA 92821 6538

LELAND C KINSLER

323 E FIR ST

BREA, CA 92821 6538

Priority Date: JANUARY 1, 1950

Type of Historical Right: USE

Purpose(use): DOMESTIC
Flow Rate: 10.00 GPM
Volume: 16.00 AC-FT

Households: 1

Maximum Acres: 10.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: GROUNDWATER

\*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 SWSWSW 11 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** PUMP

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 10.00
 SWSWSW
 11
 8N
 20W
 RAVALLI

 Total:
 10.00

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

130991-00 130997-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 179-138, DATED 08/02/1979, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDI AERIAL PHOTOGRAPH NO. CNR-2P-175 , DATED 08/01/1955 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED PLACE OF USE COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130992-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: ZACKARY J BUGLI

2849 MCINTYRE RD STEVENSVILLE. MT 59870

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): DOMESTIC

Flow Rate: Volume:

Source Name: GROUNDWATER

Point of Diversion and Means of Diversion: Period of Use:

Remarks:

Place of Use:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 01/23/2006.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

DECEMBER 4, 2015 76H 130993-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130993-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TIMOTHY E HINSON SR

PO BOX 242

STEVENSVILLE, MT 59870

RAMONA A HINSON

PO BOX 242

STEVENSVILLE, MT 59870

\*Priority Date: JANUARY 20, 1947

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 4.00 CFS

Volume: 20.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 40.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF WILLOUGHBY CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS ELDRIDGE SPRING

\*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 SWSWNE 14 8N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 31

**Diversion Means:** DITCH

Period of Use: MAY 1 TO OCTOBER 31

#### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	<b>County</b>	
1	40.00		SWNE	14	8N	20W	RAVALLI	
Total:	40.00							

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

130987-00 130993-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 130986-00, 130987-00, 130993-00, 130994-00, 130996-00, 131000-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/06/2005, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY FELIX AND DONNA GAUCI, 706 SOUTH SUNSET BENCH RD, STEVENSVILLE, MT, 59870.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 07/15/1991, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY RONALD ENGLISH SMITH JR, PO BOX 499, DARBY, MT, 59829-0499.

THE RAVALLI COUNTY WATER RESOURCES SURVEY ( 1969 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 179-140 , DATED 08/02/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE SPRING & DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE TYPE OF IRRIGATION SYSTEM CANNOT BE CONFIRMED. IT IS UNCLEAR IF THIS RIGHT SHOULD BE DEFINED BY FLOW RATE OR VOLUME.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED VOLUME EXCEEDS THE 1.90 ACRE-FEET GUIDELINE FOR THIS PURPOSE. AVAILABLE DATA SUPPORT A VOLUME OF 10.00 ACRE-FEET.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 130993-00 Page 3 of 3

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 130994-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130994-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HELEN E ATTHOWE

6176 OLD OLIVE HWY OROVILLE, CA 95966

\*Priority Date: JANUARY 20, 1947

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

\*Flow Rate: 1.52 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*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: 40.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF WILLOUGHBY CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS ELDRIDGE SPRING

\*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 SWNWNE 14 8N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 31
Diversion Means: UNDEVELOPED SPRING
Period of Use: MAY 1 TO OCTOBER 31

#### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>	
1	40.00		NWNE	14	8N	20W	RAVALLI	
Total:	40.00							

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

130986-00 130994-00 130996-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 130986-00, 130987-00, 130993-00, 130994-00, 131000-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 130995-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130995-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TOM R KIEFER

622 WILLOUGHBY LN STEVENSVILLE, MT 59870

**Priority Date:** MAY 1, 1962

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 112.20 GPM

\*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: 2.00

\*Source Name: SOUTH WILLOUGHBY 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 NWNWNE 23 8N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** PUMP

Period of Use: MAY 1 TO OCTOBER 1

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty12.00NWNWNE238N20WRAVALLI

**Total:** 2.00

## Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 130996-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130996-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HELEN E ATTHOWE

6176 OLD OLIVE HWY OROVILLE, CA 95966

\*Priority Date: JANUARY 20, 1947

Enforceable Priority Date: JANUARY 31, 1947

Type of Historical Right: FILED

Purpose(use): STOCk

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPRING, UNNAMED TRIBUTARY OF WILLOUGHBY CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS ELDRIDGE SPRING

\*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 SWNWNE 14 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

<u>1D</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<u>1 wp</u>	<u>kge</u>	County	
1			SWNWNE	14	8N	20W	RAVALLI	

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

130986-00 130994-00 130996-00

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 130986-00, 130987-00, 130993-00, 130994-00, 130996-00, 131000-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 130997-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130997-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LELAND C KINSLER

323 E FIR ST

BREA, CA 92821 6538

MARJORIE U KINSLER

323 E FIR ST

BREA, CA 92821 6538

Priority Date: JANUARY 1, 1950

Type of Historical Right: USE

Purpose(use): STOCK
Flow Rate: 20.00 GPM

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPRING, UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: GROUNDWATER

\*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 SWSWSW 11 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1SWSWSW118N20WRAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

130991-00 130997-00

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 130998-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130998-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LELAND C KINSLER

323 E FIR ST

BREA, CA 92821 6538

MARJORIE U KINSLER

323 E FIR ST

BREA, CA 92821 6538

**Priority Date:** 

Type of Historical Right: USE

Purpose(use): STOCK
Flow Rate: 20.00 GPM

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPRING, UNNAMED TRIBUTARY OF BITTERROOT RIVER

**Source Type:** GROUNDWATER

\*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 NWSWSW 11 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** PUMP

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1NWSWSW118N20WRAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

130990-00 130998-00

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

.....

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

NO PRIORITY DATE WAS CLAIMED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 130999-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 130999-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOHN E HOERNER

2370 WILD SKY RD

STEVENSVILLE, MT 59870 6838

LORI K HOERNER 2370 WILD SKY RD

STEVENSVILLE, MT 59870 6828

\*Priority Date: JUNE 22, 1955

Type of Historical Right: FILED

Purpose(use): STOCK
Flow Rate: 1.00 CFS

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPRING, UNNAMED TRIBUTARY OF WILLOUGHBY CREEK

Source Type: GROUNDWATER

ALSO KNOWN AS BUGLI SPRING

\*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 NWNENE 19 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** PIPELINE

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1SWSESE188N19WRAVALLI

#### Remarks:

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131000-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131000-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TIMOTHY E HINSON SR

**PO BOX 242** 

STEVENSVILLE, MT 59870

RAMONA A HINSON

PO BOX 242

STEVENSVILLE, MT 59870

\*Priority Date: JANUARY 20, 1947

Type of Historical Right: FILED

Purpose(use): STOCK
Flow Rate: 4.00 CFS

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPRING, UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: GROUNDWATER

ALSO KNOWN AS ELDRIDGE SPRING

\*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 SWSWNE 14 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

<u>m</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<u>1 wp</u>	<u>kge</u>	County	
1			SWSWNE	14	8N	20W	RAVALLI	

#### Remarks:

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 130986-00, 130987-00, 130993-00, 130994-00, 130996-00, 131000-00.

AS OF 11/20/2013, THIS WATER RIGHT APPEARS TO BE OWNED BY RONALD SMITH JR., BOX 449, DARBY, MT 59829-0449.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131001-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131001-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TOM R KIEFER

622 WILLOUGHBY LN STEVENSVILLE, MT 59870

\*Priority Date: NOVEMBER 30, 1950

Type of Historical Right: USE

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SOUTH WILLOUGHBY 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 NWNWNE 23 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

\*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 NWNWNE 23 8N 20W RAVALLI

### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131002-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131002-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BUGLI FAMILY TRUST

2849 MCINTYRE RD STEVENSVILLE, MT 59870

\*Priority Date: OCTOBER 31, 1951

Type of Historical Right: USE

Purpose(use): STOCK
Flow Rate: 20.00 GPM

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: GROUNDWATER

Source Type: GROUNDWATER

\*Point of Diversion and Means of Diversion:

ID Govt Lot Qtr Sec Sec Twp Rge County

NESESE 7 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1NESESE78N19WRAVALLI

### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131003-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131003-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ZACKARY J BUGLI

2849 MCINTYRE RD STEVENSVILLE, MT 59870

\*Priority Date: NOVEMBER 10, 1956

Type of Historical Right: USE

Purpose(use): STOCK
Flow Rate: 10.00 GPM

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: GROUNDWATER

Source Type: GROUNDWATER

ALSO KNOWN AS BUG 1: WELL

\*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 SENESE 7 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 1

**Diversion Means:** WELL

Subdivision: SUNSET ORCHARDS AMD (B 1 & 2) TRACT/LOT: 11 BLOCK: 1

Period of Use: JANUARY 1 TO DECEMBER 1

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1SENESE78N19WRAVALLI

Subdivision: SUNSET ORCHARDS AMD (B 1 & 2) TRACT/LOT: 11 BLOCK: 1

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

130989-00 131003-00

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

.....

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 10/29/2013, THIS WATER RIGHT APPEARS TO BE OWNED BY BUGLI FAMILY TRUST, 3067 BUGLI LANE, STEVENSVILLE, MT, 59870 6802.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131007-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DANYELLE H JOHNSON

909 S 3RD ST

HAMILTON, MT 59840

COREY S JOHNSON

909 S 3RD ST

HAMILTON, MT 59840

\*Priority Date: DECEMBER 31, 1932

Type of Historical Right: FILED

Purpose(use): DOMESTIC
Flow Rate: 30.00 GPM
Volume: 1.50 AC-FT

Households: 1

Maximum Acres: 0.33

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 SWNENE 36 6N 21W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Subdivision: PINE GROVE ORIGINAL TOWNSITE TRACT/LOT: 4 BLOCK: 18

Period of Use: JANUARY 1 TO DECEMBER 31

### \*Place of Use:

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>	
1	0.33		SWNENE	36	6N	21W	RAVALL	l
	<b>Subdivision:</b>	PINE GROVE	ORIGINAL	TOWN	ISITE	TRAC	Γ/LOT: 4	BLOCK: 18
Total	0.33							

#### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131017-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131017-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: FAITH EVANGELICAL LUTHERAN CHURCH

171 LEWIS LN

HAMILTON, MT 59840

**Priority Date:** MAY 1, 1873

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 33.66 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 2.00

\*Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

2 - SECONDARY NESENW 6 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

Diversion Means: HEADGATE

Ditch Name: HARRIS LATERAL

WATER FROM REPUBLICAN DITCH IS CONVEYED THROUGH HARRIS LATERAL

TO THE PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use:

**APRIL 1 TO OCTOBER 1** 

#### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	2.00		NESESW	31	6N	20W	RAVALLI
Total	2.00						

#### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131033-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HOLLORON RANCH LLC

1498 HOLLORAN LN

CORVALLIS, MT 59828 9676

MICHAEL MCARTHUR 1498 HOLLORAN LN CORVALLIS, MT 59828

AMANDA L MCARTHUR 1498 HOLLORAN LN CORVALLIS, MT 59828

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

\*Priority Date: JUNE 30, 1924

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 30.00

Source Name: HOLLORON GULCH

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 SESWNW 26 7N 20W RAVALLI

Period of Diversion: APRIL 30 TO OCTOBER 15

**Diversion Means:** HEADGATE

Period of Use: APRIL 30 TO OCTOBER 15

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty130.00E2NE277N20WRAVALLI

**Total:** 30.00

#### Remarks:

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE RAVALLI COUNTY WATER RESOURCE SURVEY FIELD NOTES STATE THAT THIS WATER
RIGHT WAS NOT IN USE IN 1957. THE WATER RESOURCE SURVEY MAP INDICATES THAT THE
PLACE OF USE IS A PART OF THE DALY DITCHES SERVICE AREA (RAVALLI WATER USER'S
ASSOCIATION)- (SEE THE CLAIM FILE FOR DETAILS)

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131034-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: JOHN LAPHAM

881 6TH ST

MANHATTAN BEACH, CA 90266 5859

**EVELYN LAPHAM** 

881 6TH ST

MANHATTAN BEACH, CA 90266 5859

MONTANA L HASSLER

76 EDGE DR

STEVENSVILLE, MT 59870

RIVERS EDGE HOME OWNERS ASSOCATION

142 EDGE DR

STEVENSVILLE, MT 59870

SCOTT C HASSLER

76 EDGE DR

STEVENSVILLE, MT 59870

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate:

Volume:

**Source Name:** BITTERROOT RIVER **Point of Diversion and Means of Diversion:** 

Period of Use: Place of Use:

### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 06/23/2014.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

DECEMBER 4, 2015 76H 131035-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131035-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SERENA VISTA LLC

2405 GRAND AVE, SUITE D, #129

LARAMIE. WY 82070

Priority Date: JUNE 1, 1932

\*Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 1.50 CFS

\*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: 128.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 NENESE 36 10N 20W RAVALLI

Period of Diversion: APRIL 15 TO SEPTEMBER 15

**Diversion Means:** PUMP

DITCH IS SECONDARY MEANS OF DIVERSION.

THE POINT OF DIVERSION IS LOCATED IN SUNNYSIDE ORCHARDS, BLK 3, LOTS

5, 7, 9, 11-15, AND 18-28.

Period of Use: APRIL 15 TO SEPTEMBER 15

### \*Place of Use:

$\overline{\mathbf{ID}}$	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	40.00		SENE	36	10N	20W	RAVALLI
2	17.00		E2SWNE	36	10N	20W	RAVALLI
3	3.00		SWSWNE	36	10N	20W	RAVALLI
4	14.00		N2NESE	36	10N	20W	RAVALLI
5	17.00		S2NESE	36	10N	20W	RAVALLI
6	32.00		NWSE	36	10N	20W	RAVALLI
7	2.00		NESWSE	36	10N	20W	RAVALLI
8	3.00		NWSWSE	36	10N	20W	RAVALLI
Total:	128.00						

#### Remarks:

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/17/2011, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY SUNNYSIDE ORCHARDS LLC.

THE POINT OF DIVERSION APPEARS TO BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE SENESE SEC 36 TWP 10N RGE 20W RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131036-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131036-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BARBARA MICHELMAN

2995 EASTSIDE HWY VICTOR, MT 59875

\*Priority Date: DECEMBER 31, 1962

Type of Historical Right: USE

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: WILLOUGHBY 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 NENENE 21 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1NENENE218N20WRAVALLI

#### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131046-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131046-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JANET D SAGER

616 FOLEY LN

HAMILTON, MT 59840

BILLY D SAGER \*\*\*DECEASED\*\*\* 616 FOLEY LN

HAMILTON, MT 59840

**Priority Date:** APRIL 1, 1887

Type of Historical Right: DECREED

\*Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 100.98 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 9.00

Source Name: SKALKAHO 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 SWSENW 8 5N 20W RAVALLI

Period of Diversion: MAY 15 TO SEPTEMBER 15

**Diversion Means:** PUMP

Period of Use: MAY 15 TO SEPTEMBER 15

#### \*Place of Use:

<u> 110</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<u> Kge</u>	County	
1	3.00		SWSENW	8	5N	20W	RAVALLI	
2	6.00		W2NESW	8	5N	20W	RAVALLI	
Total:	9.00							

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131046-00 131047-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/05/2014, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JANET D. SAGER BURGESS.

USDA AERIAL PHOTOGRAPH NO. 179-116 , DATED 08/02/1979 APPEARS TO INDICATE 4.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131047-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131047-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JANET D SAGER

616 FOLEY LN

HAMILTON, MT 59840

BILLY D SAGER \*\*\*DECEASED\*\*\* 616 FOLEY LN

HAMILTON, MT 59840

**Priority Date:** APRIL 1, 1887

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SKALKAHO CREEK

Source Type: SURFACE WATER

\*Point of Diversion and Means of Diversion:

ID Govt Lot Qtr Sec Sec Twp Rge County

SWSENW 8 5N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

#### \*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> 2 NWNESW 8 5N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			SWSENW	8	5N	20W	RAVALLI
2			NWNESW	8	5N	20W	RAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131046-00 131047-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/05/2014, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JANET D SAGER BURGESS.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131052-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131052-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BETTY M JOHNSON

3696 IRIS RD

HELENA, MT 59602

PERRY L JOHNSON

3696 IRIS RD

HELENA, MT 59602 6090

WILLIAM H MITCHELL 180 MEADOWLARK LN HAMILTON, MT 59840

KAREN K MITCHELL 180 MEADOWLARK LN HAMILTON, MT 59840

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** MARCH 1, 1879

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 151.47 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 10.00

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 30

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

MAY 1 TO OCTOBER 30

Period of Use: Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 10.00
 W2W2SWSE
 6
 5N
 20W
 RAVALLI

 Total:

#### Remarks:

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

......

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131052-00 Page 3 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131057-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WENDELL R MORGAN

208 FISH HATCHERY RD HAMILTON, MT 59840

Priority Date: MARCH 1, 1879

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 22.44 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 2.02

Source Name: SKALKAHO 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 NWNESW 8 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE **Ditch Name:** HEDGE DITCH

THE POINT OF DIVERSION FOR THIS CLAIM IS NWNESW SEC 8 T5N R20W THE POINT WHERE THE HEDGE DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use:

APRIL 1 TO OCTOBER 1

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	2.02		SENWSE	6	5N	20W	RAVALLI
Total:	2.02						

#### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131058-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131058-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TRIPLE D & M LLC

850 OIL WELL RD CORVALLIS, MT 59828

\*Priority Date: MARCH 25, 1982

THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE FILING DATE OF THE STATEMENT OF CLAIM. THE PRIORITY DATE MAY BE

CONTESTED BY PROPER OBJECTION.

THIS IS AN EXISTING RIGHT. ITS POST-1973 PRIORITY DATE IS DECREED

PURSUANT TO SECTION 85-2-306(4) MCA.

\*Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

\*Flow Rate: 2.15 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 97.30

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 NWSWNE 21 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 25

**Diversion Means:** WELL

Period of Use: APRIL 15 TO OCTOBER 25

### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	36.00		S2N2NE	21	7N	20W	RAVALLI
2	5.50		NESENE	21	7N	20W	RAVALLI
3	19.30		W2SENE	21	7N	20W	RAVALLI
4	36.50		SWNE	21	7N	20W	RAVALLI
Total:	97.30						

#### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME POINT OF DIVERSION.

131058-00 43683-00

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 179-142, DATED 08/02/1979, APPEARS TO INDICATE 55.50 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131063-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SHERWOOD ENTERPRISES

% SCOTT & ROBIN SHERWOOD 1505 BRANDING IRON TRAIL

MESQUITE, NV 89034

\*Priority Date: DECEMBER 31, 1943

Type of Historical Right: FILED

Purpose(use): DOMESTIC
Flow Rate: 25.00 GPM
Volume: 3.00 AC-FT

Households: 1

Maximum Acres: 1.33

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 NWNWNE 36 6N 21W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Subdivision: PINE GROVE ORIGINAL TOWNSITE TRACT/LOT: 1 & 4 BLOCK: 7

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty11.33N2NWNE366N21WRAVALLI

Subdivision: PINE GROVE ORIGINAL TOWNSITE TRACT/LOT: 1&4 BLOCK: 7

**Total:** 1.33

Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131082-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131082-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

\*Owners: CAROLYN M SPERRY

807 OLD CORVALLIS RD CORVALLIS, MT 59828

DARREL G SPERRY 807 OLD CORVALLIS RD CORVALLIS, MT 59828

**Priority Date:** OCTOBER 15, 1938

Type of Historical Right: FILED

\*Purpose(use): DOMESTIC
Flow Rate: 10.00 GPM
Volume: 4.00 AC-FT

Households: 1

Maximum Acres: 1.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 SWSWSE 6 6N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 1.00
 SWSWSE
 6
 6N
 20W
 RAVALLI

 Total:
 1.00

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/15/1998: VOLUME, PURPOSE.

THE MAXIMUM ACRES WAS AMENDED BY THE CLAIMANT ON 05/09/2014.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131083-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131083-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

\*Owners: DARREL G SPERRY

807 OLD CORVALLIS RD CORVALLIS, MT 59828

CAROLYN M SPERRY 807 OLD CORVALLIS RD CORVALLIS, MT 59828

**Priority Date:** DECEMBER 31, 1920

Type of Historical Right: FILED

Purpose(use): DOMESTIC
Flow Rate: 15.00 GPM
Volume: 4.00 AC-FT

Households: 1

Maximum Acres: 1.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 SWSWSE 6 6N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 1.00
 SWSWSE
 6
 6N
 20W
 RAVALLI

 Total:
 1.00

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/15/1998: PURPOSE, FLOW RATE, VOLUME, PRIORITY DATE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/09/2014: PURPOSE, FLOW RATE, VOLUME.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131597-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131597-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DONNA S BAYS

615 POPHAM LN

CORVALLIS, MT 59828

LARRY A BAYS 615 POPHAM LN CORVALLIS, MT 59828

DEREK POFF 831 N GARFIELD

JANESVILLE, WI 53545

NORMAN CREIGHTON

PO BOX 1082 POLSON, MT 59860

**KEELY TRUST** 

%JEAN K KEELY, TRUSTEE

PO BOX 1082

POLSON, MT 59860

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** APRIL 8, 1938

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 230.00 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

DECEMBER 4, 2015 76H 131597-00 Page 2 of 3

Maximum Acres: 48.61

\*Source Name: DRY 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 NWSESW 23 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** PUMP

Subdivision: SUMMERDALE ORCHARDS TRACT/LOT: 11-16 BLOCK: 1

Period of Use: APRIL 1 TO OCTOBER 1

#### \*Place of Use:

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>	
1	9.77		N2SESE	22	7N	20W	RAVALLI	
	<b>Subdivision:</b>	SUMMERDAL	E ORCHARI	DS T	TRACT/L	_OT: 12	2 BLOCK: 12	)
2	9.71		NESWSW				RAVALLI	
	Subdivision:	SUMMERDALI	E ORCHARI	DS T	ract/l	-OT: 1	4A BLOCK: 1	l
3	9.71		WSWSW				,	
	Subdivision:	SUMMERDALI	E ORCHARI	DS T	ract/l	_OT: 1	3A BLOCK: 1	l
4	9.71		SESWSW				RAVALLI	
	Subdivision:	SUMMERDALI	E ORCHARI	DS T	TRACT/L	_OT: 16	6A BLOCK: 1	l
5	9.71	-	SWSWSW		7N		RAVALLI	
	Subdivision:	SUMMERDALI	E ORCHARI	DS 1	RACT/L	-OT: 1	5A BLOCK: 1	l
Total	<b>:</b> 48.61							

#### 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.

131597-00 131598-00

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED MEANS OF DIVERSION APPEARS TO BE INCORRECT AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 04/15/1999, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JIM W. RIGG AND MICHELLE J. REESMAN.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/24/2012, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY DONALD E.AND LAURA K. OLSON.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 08/06/1992, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY LAURA AND LE MONTE MONSON.

THE RAVALLI COUNTY WATER RESOURCES SURVEY ( 1958 ) APPEARS TO INDICATE 31.25 ACRES
IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. 179-142, DATED 08/02/1979 APPEARS TO INDICATE 16.41 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131598-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JAN A COGBURN

1703 ARNOLD PALMER BLVD

LOUISVILLE, KY 40245

RUTHIE A SMITH 1617 SIMPSON LN

CORVALLIS, MT 59828 9630

**KEELY TRUST** 

%JEAN K KEELY, TRUSTEE

PO BOX 1082 POLSON, MT 59860

MARY E CAMDEN 1511 SUMMERDALE RD CORVALLIS, MT 59828 9527

RONALD W COGBURN 1703 ARNOLD PALMER BLVD LOUISVILLE, KY 40245

DEBORAH K GARDNER 1531 SUMMERDALE RD CORVALLIS, MT 59828

KEN CATRON 14674 NURMI ST SYLMAR, CA 91342

DONALD J GARDNER 1531 SUMMERDALE RD CORVALLIS, MT 59828

MARIO A TORRES 520 POPHAM LN CORVALLIS. MT 59828 RICKEY G SMITH 1617 SIMPSON LN

CORVALLIS, MT 59828 9630

DEREK POFF 831 N GARFIELD JANESVILLE, WI 53545

**ROXANN SWANK** 

**%BANCMONT PARTNERSHIP AS CUSTODIAN** 

715 NE OAK ST UNIT 1 PULLMAN, WA 99163

CARMEN FAMILY TRUST

CARMEN ROSS H & PATRICIA A TRUSTEES

PO BOX 55

CORVALLIS, MT 59828 0055

MICHELL BIXLER 528 POPHAM LN CORVALLIS, MT 59828

YVONNE M TORRES 520 POPHAM LN CORVALLIS, MT 59828

DONNA S BAYS 615 POPHAM LN CORVALLIS, MT 59828

LARRY A BAYS 615 POPHAM LN CORVALLIS, MT 59828

NORMAN CREIGHTON

PO BOX 1082

POLSON, MT 59860

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

\*Priority Date: SEPTEMBER 10, 1910

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 5.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 204.46

\*Source Name: DRY CREEK

Source Type: SURFACE WATER

## \*Point of Diversion and Means of Diversion:

IDGovt LotQtr SecSecTwpRgeCounty1SWSESE237N20WRAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Subdivision: SUMMERDALE ORCHARDS TRACT/LOT: 2 BLOCK: 9-10

Period of Use: APRIL 1 TO OCTOBER 1

### \*Place of Use:

<u>ID</u>	<u>Acres</u> 9.70	Govt Lot Qtr Sec Sec Twp Rge County SESENE 22 7N 20W RAVALLI	
'	Subdivision:	MOUNTAIN VIEW ORCHARDS TRACT/LOT: 8 BLOCK:	13
2	9.70 <b>Subdivision:</b>	SWSENE 22 7N 20W RAVALLI MOUNTAIN VIEW ORCHARDS TRACT/LOT: 7 BLOCK:	13
3	9.77 <b>Subdivision:</b>	S2NESE 22 7N 20W RAVALLI MOUNTAIN VIEW ORCHARDS TRACT/LOT: 12 BLOCK	(: 13
4	9.81 <b>Subdivision:</b>	N2S2NESE 22 7N 20W RAVALLI MOUNTAIN VIEW ORCHARDS TRACT/LOT: 9 BLOCK:	13
5	9.78 <b>Subdivision:</b>	S2S2NESE 22 7N 20W RAVALLI MOUNTAIN VIEW ORCHARDS TRACT/LOT: 11 BLOCK	(: 13
6	9.71 <b>Subdivision:</b>	N2SESE 22 7N 20W RAVALLI MOUNTAIN VIEW ORCHARDS TRACT/LOT: 9 BLOCK:	12
7	9.77 <b>Subdivision:</b>	N2N2SESE 22 7N 20W RAVALLI SUMMERDALE ORCHARDS TRACT/LOT: 12 BLOCK: 1	2
8	9.71 <b>Subdivision:</b>	N2NENW 23 7N 20W RAVALLI MOUNTAIN VIEW ORCHARDS TRACT/LOT: 9 BLOCK:	14
9	9.11 <b>Subdivision:</b>	S2NENW 23 7N 20W RAVALLI MOUNTAIN VIEW ORCHARDS TRACT/LOT: 12 BLOCK	: 14
10	2.00 <b>Subdivision:</b>	S2SENW 23 7N 20W RAVALLI MOUNTAIN VIEW ORCHARDS TRACT/LOT: 7 BLOCK:	14
11	9.71 <b>Subdivision:</b>	S2SENW 23 7N 20W RAVALLI MOUNTAIN VIEW ORCHARDS TRACT/LOT: 8 BLOCK:	14
12	9.71 <b>Subdivision:</b>	S2NESW 23 7N 20W RAVALLI MOUNTAIN VIEW ORCHARDS TRACT/LOT: 10A BLOC	:K: 14
13	9.71 <b>Subdivision:</b>	S2NESW 23 7N 20W RAVALLI MOUNTAIN VIEW ORCHARDS TRACT/LOT: 11A BLOC	:K: 14
14	9.00 <b>Subdivision:</b>	N2N2SESW 23 7N 20W RAVALLI SUMMERDALE ORCHARDS TRACT/LOT: 12 BLOCK: 1	
15	9.71 <b>Subdivision:</b>	N2S2SESW 23 7N 20W RAVALLI SUMMERDALE ORCHARDS TRACT/LOT: 11 BLOCK: 1	
16	9.71 <b>Subdivision:</b>	N2S2SESW 23 7N 20W RAVALLI SUMMERDALE ORCHARDS TRACT/LOT: 10 BLOCK: 1	
17	9.71 <b>Subdivision:</b>	S2S2SESW 23 7N 20W RAVALLI SUMMERDALE ORCHARDS TRACT/LOT: 9 BLOCK: 1	
18	9.71 <b>Subdivision:</b>	NESWSW 23 7N 20W RAVALLI SUMMERDALE ORCHARDS TRACT/LOT: 14 BLOCK: 1	
19	9.71 <b>Subdivision:</b>	NWSWSW 23 7N 20W RAVALLI SUMMERDALE ORCHARDS TRACT/LOT: 13 BLOCK: 1	
20	9.71 <b>Subdivision:</b>	SESWSW 23 7N 20W RAVALLI SUMMERDALE ORCHARDS TRACT/LOT: 16A BLOCK:	1

### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	County
21	9.71		SWSWSW	23	7N	20W	RAVALLI
	<b>Subdivision:</b>	SUMMERDA	LE ORCHARI	DS T	RACT/I	_OT: 15	5A BLOCK: 1
22	9.30	I	N2N2NENW	26	7N	20W	RAVALLI
	<b>Subdivision:</b>	SUMMERDA	LE ORCHARI	DS T	RACT/I	_OT: 8	BLOCK: 1
Total	204.46						

#### 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.

131597-00 131598-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA. ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/06/2013, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY SEVERAL DIFFERENT OWNERS. SEE CLAIM FILE.

THE RAVALLI COUNTY WATER RESOURCES SURVEY (1958) APPEARS TO INDICATE 167.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. 179-142 , DATED 08/02/1979 APPEARS TO INDICATE 142.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131598-00 Page 5 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131600-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SUZANNE C WHALEY

**BOX 473** 

BOLINAS, CA 94924

**Priority Date:** JUNE 1, 1899

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 171.00 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 15.30

Source Name: BITTERROOT RIVER
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 3 SENWSW 7 6N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

ID <u>Acres</u> **Govt Lot** Qtr Sec Sec Twp Rge County 1 1 W2NENE 6 6N 20W RAVALLI 15.30 **Total:** 15.30

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131600-00 131601-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 80 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 17842-00, 131600-00, 131601-00, 147793-00, 151317-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 179-118, DATED 08/02/1979, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDI AERIAL PHOTOGRAPH NO. CNR-2P-34 , DATED 08/01/1955 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131601-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SUZANNE C WHALEY

**BOX 473** 

BOLINAS, CA 94924

Priority Date: JUNE 1, 1899

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER

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 3 SENWSW 7 6N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty11NWNENE66N20WRAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131600-00 131601-00

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 80 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 17842-00, 131600-00, 131601-00, 147793-00, 151317-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131603-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131603-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ETHEL C BRAY

5150 HWY 93 S MISSOULA, MT 59801

LAUDIE BRAY

% ELLINGSON LAW FIRM

430 RYMAN ST

MISSOULA, MT 59802

\*Priority Date: DECEMBER 31, 1936

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

**\*Flow Rate:** 11.39 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*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:** 0.67

Source Name: BITTERROOT RIVER
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 NESESW 2 12N 20W MISSOULA

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** PUMP

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u> <u>Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

1 0.67 NESESW 2 12N 20W MISSOULA

**Subdivision:** BRUCE ADDITION TRACT/LOT: 3

**Total:** 0.67

#### Remarks:

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/22/2009, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JOHN MEDLINGER.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131606-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131606-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KSR HOLDINGS, LLC

%KOOTENAI SPRINGS RANCH LLC

7014 SE HARBOR CIRCLE

STUART, FL 34996

**Priority Date:** APRIL 15, 1905

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 16.40 CFS

\*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: 293.00

Source Name: BITTERROOT RIVER
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 SWSENW 20 8N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** RIVER DITCH

2 SESWSW 20 8N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

#### Point of Diversion and Means of Diversion:

IDGovt LotQtr SecSecTwpRgeCounty3 - SECONDARYNENWSE88N20WRAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

WATER DIVERTED FROM THE BITTERROOT RIVER IS CONVEYED TO BIG CREEK WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENWSE SEC 8 TWP 08N RGE 20W RAVALLI COUNTY.

Period of Use: APRIL 15 TO OCTOBER 15

### Place of Use:

$\overline{\mathbf{D}}$	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	13.00		E2E2E2	33	9N	20W	RAVALLI
2	128.00		NE	33	9N	20W	RAVALLI
3	14.00		NENW	33	9N	20W	RAVALLI
4	132.00		SE	33	9N	20W	RAVALLI
5	6.00		W2W2W2	34	9N	20W	RAVALLI
Total:	293.00						

### 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.

131604-00 131605-00 131606-00 214891-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/25/1998: POINT OF DIVERSION. PERIOD OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/07/1995: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/10/2015: PERIOD OF DIVERSION, PLACE OF USE, TOTAL ACRES, FLOW RATE AND PERIOD OF USE.

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 02/08/1999.

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BITTERROOT RIVER WITH A PRIORITY DATE PREDATING CASE NO. 1287, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131626-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131626-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TRACIE E NORMAN

116 LEWIS LN

HAMILTON, MT 59840

RICHARD D NORMAN

116 LEWIS LN

HAMILTON, MT 59840

**Priority Date:** JUNE 1, 1865

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 25.24 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 1.50

\*Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

### \*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> 2 - SECONDARY NENESW 6 5N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: NICOL-HART LATERAL

WATER FROM REPUBLICAN DITCH IS CONVEYED THROUGH NICOL-HART

LATERAL TO THE PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI,

CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty11.50SWNWSW316N20WRAVALLI

Subdivision: NICOL'S ADD NO 2 TRACT/LOT: 17 BLOCK: 1

**Total:** 1.50

#### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131626-00 Page 3 of 3

DECEMBER 4, 2015 76H 131629-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131629-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TRACY L BUGLI

2849 MCINTYRE RD STEVENSVILLE, MT 59870

ZACKARY J BUGLI 2849 MCINTYRE RD

STEVENSVILLE, MT 59870

**Priority Date:** JANUARY 1, 1950

Type of Historical Right: USE

Purpose(use): DOMESTIC
Flow Rate: 10.00 GPM
Volume: 3.65 AC-FT

Households: 1

Maximum Acres: 2.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF WILLOUGHBY CREEK

Source Type: GROUNDWATER

ALSO KNOWN AS DAVIS SPRING

\*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 NENWNW 17 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DEVELOPED SPRING

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty12.00NENWNW178N19WRAVALLI

#### \*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>

**Total:** 2.00

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131629-00 131631-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131630-00 Page 1 of 1

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131630-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: ANDREW G LECHTENBERG

957 HAWTHORNE LN CEDARBURG, WI 53012

LYDIA Y COOLEY 957 HAWTHORNE LN CEDARBURG, WI 53012

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): DOMESTIC

Flow Rate:

Volume:

Source Name: SPRING, UNNAMED TRIBUTARY OF WILLOUGHBY CREEK

Point of Diversion and Means of Diversion:

Period of Use: Place of Use:

Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 01/30/2015.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

DECEMBER 4, 2015 76H 131631-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131631-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ZACKARY J BUGLI

2849 MCINTYRE RD STEVENSVILLE, MT 59870

TRACY L BUGLI 2849 MCINTYRE RD STEVENSVILLE, MT 59870

**Priority Date:** MAY 1, 1950

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 224.40 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 3 - MODERATE

Maximum Acres: 20.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF WILLOUGHBY CREEK

Source Type: GROUNDWATER

ALSO KNOWN AS DAVIS SPRING.

\*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 NENWNW 17 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** PUMP

\*Reservoir: ONSTREAM

Govt Lot Qtr Sec Sec Twp Rge County
W2NENW 17 8N 19W RAVALLI

Diversion to Reservoir: DIVERSION # 1
Dam Height: 7.16 FEET
Depth: 4.16 FEET

Surface Area: 0.12 ACRES
Capacity: 0.20 ACRE-FEET
Enlarged Capacity: 1.00 ACRE-FEET

\*Reservoir: ONSTREAM

Govt Lot Qtr Sec Sec Twp Rge County

NWNENW 17 8N 19W RAVALLI

Diversion to Reservoir:DIVERSION # 1Dam Height:6.85FEETDepth:3.85FEETSurface Area:0.13ACRESCapacity:0.20ACRE-FEETEnlarged Capacity:1.00ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: MAY 1 TO OCTOBER 1

\*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	20.00		NENW	17	8N	19W	RAVALLI
Total:	20.00						

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131629-00 131631-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/30/2014: VOLUME, IRRIGATION TYPE.

THE RESERVOIR WAS AMENDED BY THE CLAIMANT ON 10/31/1995.

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE SPRINKLER SYSTEM WAS FIRST PUT TO USE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131632-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131632-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ANDREW G LECHTENBERG

957 HAWTHORNE LN CEDARBURG, WI 53012

LYDIA Y COOLEY 957 HAWTHORNE LN CEDARBURG, WI 53012

**Priority Date:** JANUARY 1, 1947

Type of Historical Right: USE

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPRING, UNNAMED TRIBUTARY OF WILLOUGHBY CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS GOON SPRING.

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 SWSWSE 11 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

Ш	Acres	Govt Lot	<u>Qtr Sec</u>	Sec	Twp	<u>Rge</u>	County	
1			SWSWSE	11	8N	20W	RAVALLI	

#### Remarks:

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

THIS ONE.

THIS ONE.

THIS ONE.

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131633-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131633-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TRACY L BUGLI

2849 MCINTYRE RD

STEVENSVILLE, MT 59870

ZACKARY J BUGLI 2849 MCINTYRE RD STEVENSVILLE, MT 59870

**Priority Date:** JANUARY 1, 1950

Type of Historical Right: USE

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: WILLOUGHBY 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 NWSWNW 17 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

<u> 110</u>	Acres	Govi Loi	Qir sec	<u>Sec</u>	<u>1 wp</u>	<u>kge</u>	County	
1			NWSWNW	17	8N	19W	RAVALLI	

#### Remarks:

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

THIS ONE.

THIS ONE.

THIS ONE. ISSUES TO REPORT TO THE WATER COURT. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131635-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: THOMAS E MCINNIS

3888 BUD LN

STEVENSVILLE, MT 59870 7018

**Priority Date:** MAY 1, 1875

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 28.05 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 2.50

\*Source Name: SKALKAHO 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 NWNESW 8 5N 20W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE **Ditch Name:** HEDGE DITCH

2 - SECONDARY NWNWNE 8 5N 20W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE **Ditch Name:** REESER DITCH

WATER FROM HEDGE DITCH IS CONVEYED THROUGH REESER DITCH TO THE

PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NWNESW SEC 8 T5N R20W THE POINT WHERE THE HEDGE DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY. TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT. FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI. CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use: MAY 1 TO SEPTEMBER 30

\*Place of Use:

ID Acres **Govt Lot** Qtr Sec Sec <u>Twp</u> Rge County 1 2.50 **SESWNW** 5 5N 20W RAVALLI **Subdivision:** 

W AND R ADD TRACT/LOT: 8 BLOCK: 3

2.50 **Total:** 

#### 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.

131635-00 131636-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131635-00 131637-00

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

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 127.08 MINER'S INCHES DECREED IN CASE NO. 2149, RAVALLI COUNTY. 4602-00, 6051-00, 6613-00, 10141-00, 10143-00, 10144-00, 10145-00, 21194-00, 21196-00, 21219-00, 21220-00, 21988-00, 29177-00, 29178-00, 99690-00, 99940-00, 99943-00, 100556-00, 111242-00, 111244-00, 111247-00, 114606-00, 131635-00, 131637-00, 147840-00, 147844-00, 148074-00, 148077-00, 148179-00, 148181-00, 148182-00, 148232-00, 148249-00, 148253-00, 149050-00, 149051-00, 149052-00, 149054-00, 149830-00, 151047-00, 151049-00, 151396-00, 151679-00, 151680-00, 151830-00, 153805-00, 211174-00, 211707-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 131635-00 Page 3 of 3

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131636-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131636-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: THOMAS E MCINNIS

3888 BUD LN

STEVENSVILLE, MT 59870 7018

**Priority Date:** MAY 1, 1866

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 28.05 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 2.50

\*Source Name: SKALKAHO 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 NWNESW 8 5N 20W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: HEADGATE
Ditch Name: HEDGE DITCH

2 - SECONDARY NWNWNE 8 5N 20W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE **Ditch Name:** REESER DITCH

WATER FROM HEDGE DITCH IS CONVEYED THROUGH REESER DITCH TO THE

PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NWNESW SEC 8 T5N R20W THE POINT WHERE THE HEDGE DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use: MAY 1 TO SEPTEMBER 30

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty12.50SESWNW55N20WRAVALLI

Subdivision: W AND R ADD TRACT/LOT: 8 BLOCK: 3

**Total:** 2.50

#### 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.

131635-00 131636-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131636-00 131638-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 79.42 MINER'S INCHES DECREED IN CASE NO. 2149, RAVALLI COUNTY. 5526-00, 10142-00, 21195-00, 21197-00, 21218-00, 21221-00, 21989-00, 99689-00, 99941-00, 99942-00, 99944-00, 99945-00, 105257-00, 105293-00, 107441-00, 107442-00, 111243-00, 111246-00, 111248-00, 114603-00, 131636-00, 131638-00, 147842-00, 147843-00, 148075-00, 148076-00, 148178-00, 148180-00, 148183-00, 148233-00, 148251-00, 148252-00, 149048-00, 149049-00, 149053-00, 149055-00, 149829-00, 151048-00, 151050-00, 151678-00, 151681-00, 151682-00, 151829-00, 153806-00, 21175-00, 211705-00, 211706-00, 211708-00, 211709-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 131636-00 Page 3 of 3

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131637-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131637-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: THOMAS E MCINNIS

3888 BUD LN

STEVENSVILLE, MT 59870 7018

**Priority Date:** MAY 1, 1875

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SKALKAHO 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 NWNESW 8 5N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE **Ditch Name:** HEDGE DITCH

2 - SECONDARY NWNWNE 8 5N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE **Ditch Name:** REESER DITCH

WATER FROM HEDGE DITCH IS CONVEYED THROUGH REESER DITCH TO THE PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NWNESW SEC 8 T5N R20W THE POINT WHERE THE HEDGE DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

<u>ID</u> <u>Acres Govt Lot Qtr Sec Sec Twp Rge County</u>

SESWNW 5 5N 20W RAVALLI

**Subdivision:** W AND R ADD TRACT/LOT: 8 BLOCK: 3

#### Remarks:

1

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131635-00 131637-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 127.08 MINER'S INCHES DECREED IN CASE NO. 2149, RAVALLI COUNTY. 4602-00, 6051-00, 6613-00, 10141-00, 10143-00, 10144-00, 10145-00, 21194-00, 21196-00, 21219-00, 21220-00, 21988-00, 29177-00, 29178-00, 99690-00, 99940-00, 99943-00, 100556-00, 111242-00, 111244-00, 111247-00, 114606-00, 131635-00, 131637-00, 147840-00, 148074-00, 148077-00, 148179-00, 148181-00, 148182-00, 148232-00, 148249-00, 148253-00, 149050-00, 149051-00, 149052-00, 149054-00, 149830-00, 151047-00, 151049-00, 151396-00, 151679-00, 151680-00, 151830-00, 153805-00, 211174-00, 211707-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131637-00 Page 3 of 3

DECEMBER 4, 2015 76H 131638-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131638-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: THOMAS E MCINNIS

3888 BUD LN

STEVENSVILLE, MT 59870 7018

**Priority Date:** MAY 1, 1866

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SKALKAHO 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 NWNESW 8 5N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE **Ditch Name:** HEDGE DITCH

2 - SECONDARY NWNWNE 8 5N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE **Ditch Name:** REESER DITCH

WATER FROM HEDGE DITCH IS CONVEYED THROUGH REESER DITCH TO THE PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NWNESW SEC 8 T5N R20W THE POINT WHERE THE HEDGE DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

JANUARY 1 TO DECEMBER 31 Period of Use:

\*Place of Use:

ΙD **Govt Lot** Qtr Sec Sec Twp Rge County Acres 1

5 5N **SESWNW** 20W RAVALLI

**Subdivision:** W AND R ADD TRACT/LOT: 8 BLOCK: 3

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131636-00 131638-00

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

#### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 79.42 MINER'S INCHES DECREED IN CASE NO. 2149, RAVALLI COUNTY. 5526-00, 10142-00, 21195-00, 21197-00, 21218-00, 21221-00, 21989-00, 99689-00, 99941-00, 99942-00, 99944-00, 99945-00, 105257-00, 105293-00, 107441-00, 107442-00, 111243-00, 111246-00, 111248-00, 114603-00, 131636-00, 131638-00, 147842-00, 147843-00, 148075-00, 148076-00, 148178-00, 148180-00, 148183-00, 148233-00, 148251-00, 148252-00, 149048-00, 149049-00, 149053-00, 149055-00, 149829-00, 151048-00, 151050-00, 151678-00, 151681-00, 151682-00, 151829-00, 153806-00, 211175-00, 211705-00, 211706-00, 211708-00, 211709-00. 

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131638-00 Page 3 of 3

DECEMBER 4, 2015 76H 131640-00 Page 1 of 2

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131640-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MISSOULA FEDERAL CREDIT UNION

% JONI WALKER 3600 BROOKS ST MISSOULA, MT 59801

\*Priority Date: MAY 15, 1881

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 392.70 GPM

\*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: 40.00

Source Name: SOUTH SWAMP CREEK Source Type: SURFACE WATER

ROBERTSON CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM

SOUTH SWAMP CREEK TO THE POINT OF DIVERSION.

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 NWNWNW 36 9N 20W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

**Ditch Name:** UNNAMED DITCH (HEADGATE 94)

Period of Use: MAY 1 TO SEPTEMBER 30

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>	
1	40.00		NWNE	35	9N	20W	RAVALLI	
Total:	40.00							

#### 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.

131640-00 131641-00 131642-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131640-00 131644-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS NOT THE INITIAL POINT THAT WATER IS DIVERTED FROM THE SOURCE. THE INITIAL POINT CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

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DITCH NAME MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT ORDER DATED DECEMBER 14, 2012

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA

#### ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131641-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MISSOULA FEDERAL CREDIT UNION

% JONI WALKER 3600 BROOKS ST MISSOULA, MT 59801

\*Priority Date: JULY 1, 1875

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 93.50 GPM

\*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: 40.00

\*Source Name: SOUTH SWAMP CREEK
Source Type: SURFACE WATER

ROBERTSON CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM

SOUTH SWAMP CREEK TO THE POINT OF DIVERSION.

\*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 NWNWNW 36 9N 20W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

**Ditch Name:** UNNAMED DITCH (HEADGATE 94)

Period of Use: MAY 1 TO SEPTEMBER 30

#### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>	
1	40.00		NWNE	35	9N	20W	RAVALLI	
Total:	40.00							

#### 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.

131640-00 131641-00 131642-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131641-00 131645-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS NOT THE INITIAL POINT THAT WATER IS DIVERTED FROM THE SOURCE. THE INITIAL POINT CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

Ī......i

DITCH NAME MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT ORDER DATED DECEMBER 14, 2012

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131642-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131642-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MISSOULA FEDERAL CREDIT UNION

% JONI WALKER 3600 BROOKS ST MISSOULA, MT 59801

\*Priority Date: JUNE 1, 1858

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 49.14 GPM

\*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: 40.00

Source Name: ROBERTSON 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 SWNWNW 36 9N 20W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

**Ditch Name:** UNNAMED DITCH (HEADGATE 92)

Period of Use: MAY 1 TO SEPTEMBER 30

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty140.00NWNE359N20WRAVALLI

#### Place of Use:

ID Acres Govt Lot Qtr Sec Sec Twp Rge County

**Total:** 40.00

#### 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.

131640-00 131641-00 131642-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131642-00 131643-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 100 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 2083-00, 3584-00, 9789-00, 9790-00, 49036-00, 111285-00, 116701-00, 116702-00, 116721-00, 116722-00, 131642-00, 131643-00, 150081-00, 150082-00, 151023-00, 151610-00, 212304-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131643-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MISSOULA FEDERAL CREDIT UNION

% JONI WALKER 3600 BROOKS ST MISSOULA, MT 59801

\*Priority Date: JUNE 1, 1858

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: ROBERTSON 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 SWNWNW 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: UNNAMED DITCH (HEADGATE 92)
Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<u>1 wp</u>	<u> Kge</u>	County	
1			NWNE	35	9N	20W	RAVALLI	

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131642-00 131643-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 100 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 2083-00, 3584-00, 9789-00, 9790-00, 49036-00, 111285-00, 116701-00, 116702-00, 116721-00, 116722-00, 131642-00, 131643-00, 150081-00, 150082-00, 151023-00, 151610-00, 212304-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131644-00 Page 1 of 2

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131644-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MISSOULA FEDERAL CREDIT UNION

% JONI WALKER 3600 BROOKS ST MISSOULA, MT 59801

\*Priority Date: MAY 15, 1881

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SOUTH SWAMP CREEK

Source Type: SURFACE WATER

ROBERTSON CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM

SOUTH SWAMP CREEK TO THE POINT OF DIVERSION.

\*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 NWNWNW 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: UNNAMED DITCH (HEADGATE 94)
Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

<u>1D</u>	Acres	Govt Lot	Qtr Sec	Sec	<u>Twp</u>	<u> Kge</u>	County	
1			NWNE	35	9N	20W	RAVALLI	

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131640-00 131644-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS NOT THE INITIAL POINT THAT WATER IS DIVERTED FROM THE SOURCE. THE INITIAL POINT CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

DITCH NAME MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT ORDER DATED DECEMBER 14, 2012

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131645-00 Page 1 of 2

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131645-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MISSOULA FEDERAL CREDIT UNION

% JONI WALKER 3600 BROOKS ST MISSOULA, MT 59801

\*Priority Date: JULY 1, 1875

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SOUTH SWAMP CREEK

Source Type: SURFACE WATER

ROBERTSON CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM

SOUTH SWAMP CREEK TO THE POINT OF DIVERSION.

\*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 NWNWNW 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: UNNAMED DITCH (HEADGATE 94)
Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	Sec	Twp	<u>Rge</u>	County
1			NWNE	35	9N	20W	RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131641-00 131645-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED POINT OF DIVERSION IS NOT THE INITIAL POINT THAT WATER IS DIVERTED FROM THE SOURCE. THE INITIAL POINT CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

DITCH NAME MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT ORDER DATED DECEMBER 14, 2012

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131646-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131646-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KATHRYN HOPKIN

338 DORAN LN

HAMILTON, MT 59840 3309

AMBER LEWIS PO BOX 102

HAMILTON, MT 59840

ANDY C LUND 160 LEWIS LN

HAMILTON, MT 59840

NORMAN H HUNT 148 LEWIS LN

HAMILTON, MT 59840

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

\*Priority Date: MAY 1, 1868

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 100.98 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 6.00

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: MARCH 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

MARCH 1 TO SEPTEMBER 1

\*Place of Use:

Period of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 6.00
 SWNESW
 31
 6N
 20W
 RAVALLI

 Total:

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131646-00 131647-00

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131646-00 Page 3 of 3

DECEMBER 4, 2015 76H 131647-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131647-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: KATHRYN HOPKIN

338 DORAN LN

HAMILTON, MT 59840 3309

AMBER LEWIS PO BOX 102

HAMILTON, MT 59840

ANDY C LUND 160 LEWIS LN

HAMILTON, MT 59840

NORMAN H HUNT 148 LEWIS LN

HAMILTON, MT 59840

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

\*Priority Date: MAY 1, 1868

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: MARCH 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI,

CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use: MARCH 1 TO SEPTEMBER 1

\*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 SWNESW 31 6N 20W RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131646-00 131647-00

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131647-00 Page 3 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131663-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CREECH, RANDOLPH S & KAY E TRUST

PO BOX 29

STEVENSVILLE, MT 59870

**Priority Date:** JUNE 1, 1871

Type of Historical Right: DECREED

Purpose(use): DOMESTIC Flow Rate: 22.44 GPM

Volume: 15.00 AC-FT

Households: 1

Maximum Acres: 2.00

Source Name: BURNT FORK CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

ID Govt Lot Qtr Sec Sec Twp Rge County
SENWNE 14 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** BURNT FORK RANCH DITCH (HEADGATE 2)

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty12.00NWNWNE148N19WRAVALLI

**Total:** 2.00

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131663-00 131664-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AN AMENDMENT WAS SUBMITTED ON 03/11/2015 WHICH HAS NOT BEEN IMPLEMENTED. THIS AMENDMENT WAS NOT SUBMITTED BY THE OWNER LISTED IN THE DNRC RECORDS.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 75 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 19742-00, 131663-00, 131664-00.

THE CLAIMED VOLUME EXCEEDS THE 6.5 ACRE-FEET GUIDELINE FOR THIS PURPOSE. ITS ACCURACY CANNOT BE CONFIRMED DUE TO LACK OF DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 131664-00 Page 1 of 2

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 131664-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CREECH, RANDOLPH S & KAY E TRUST

PO BOX 29

STEVENSVILLE, MT 59870

**Priority Date:** JUNE 1, 1871

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 112.20 GPM

\*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: 10.00

\*Source Name: BURNT FORK 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 SENWNE 14 8N 19W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** BURNT FORK RANCH DITCH (HEADGATE 2)

Period of Use: MAY 1 TO OCTOBER 1

Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 10.00
 NWNWNE
 14
 8N
 19W
 RAVALLI

 Total:
 10.00

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

131663-00 131664-00

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

.....

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AN AMENDMENT WAS SUBMITTED ON 03/11/2015 WHICH HAS NOT BEEN IMPLEMENTED. THIS AMENDMENT WAS NOT SUBMITTED BY THE OWNER LISTED IN THE DNRC RECORDS.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 75 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 19742-00, 131663-00, 131664-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 379-64, DATED 08/16/1979, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). CNR-3P-161 , DATED 08/01/1955 , APPEARS TO INDICATE 4.20 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 133453-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

#### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 133453-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JUSTIN M RICHARDSON

155 COAL MINE RD DARBY, MT 59829

GARY L BOYER 320 SCHULER LN DILLON, MT 59725

KATHY L RICHARDSON 155 COAL MINE RD DARBY, MT 59829

DONNA M BOYER 320 SCHULER LN DILLON, MT 59725

LAWRENCE M RICHARDSON

155 COAL MINE RD DARBY, MT 59829

\*Priority Date: MAY 31, 1889

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

\*Flow Rate: 3.88 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*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: 102.50

Source Name: BITTERROOT RIVER
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 SENENW 14 3N 21W RAVALLI

Period of Diversion: APRIL 1 TO NOVEMBER 1

**Diversion Means:** HEADGATE

Ditch Name: TIEDT-NICHOLSON DITCH
Period of Use: APRIL 1 TO NOVEMBER 1

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	2.50		W2SWSW	26	4N	21W	RAVALLI
2	22.00		SESE	27	4N	21W	RAVALLI
3	45.00		N2NE	34	4N	21W	RAVALLI
4	31.00		N2S2NE	34	4N	21W	RAVALLI
5	2.00		W2NWNW	35	4N	21W	RAVALLI
Total:	102.50						

#### 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.

116613-00 116614-00 116615-00 123854-00 123855-00 123856-00 123857-00 123858-00 133453-00 146775-00 99722-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

133453-00 133454-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/19/1991: PLACE OF USE, MAXIMUM ACRES.

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AN AMENDMENT WAS SUBMITTED ON 05/13/2009 REQUESTING TO AMEND THE PLACE OF USE, MAXIMUM ACRES, FLOW RATE . THE AMENDMENT HAS NOT BEEN IMPLEMENTED AS IT HAS NOT BEEN SIGNED BY ALL OWNERS OF DNRC RECORD.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. AS OF 02/11/2009, THIS WATER RIGHT APPEARS TO BE OWNED BY CORINNE AFANASIEFF AND STANLEY & BARBARA A. RUTNER , C/O JONATHAN WEXLER, 5203 DESMOND ST , OAKLAND , CA 94618-1011.

THE RAVALLI COUNTY WATER RESOURCES SURVEY ( 1958 ) APPEARS TO INDICATE 77.07 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 179-76, DATED 08/02/1979, APPEARS TO INDICATE 80.86 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BITTERROOT RIVER WITH A PRIORITY DATE PREDATING CASE NO. 1287, RAVALLI COUNTY.

3.......

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 113.18 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 133454-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 133454-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

\*Owners: GARY L BOYER

320 SCHULER LN DILLON, MT 59725

JUSTIN M RICHARDSON 155 COAL MINE RD DARBY, MT 59829

KATHY L RICHARDSON 155 COAL MINE RD DARBY, MT 59829

LAWRENCE M RICHARDSON

155 COAL MINE RD DARBY, MT 59829

DONNA M BOYER 320 SCHULER LN DILLON, MT 59725

\*Priority Date: MAY 31, 1889

Type of Historical Right: FILED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER
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 SENENW 14 3N 21W RAVALLI

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

Ditch Name: TIEDT-NICHOLSON DITCH
Period of Use: APRIL 1 TO NOVEMBER 1

### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			W2SWSW	26	4N	21W	RAVALLI
2			SESE	27	4N	21W	RAVALLI
3			N2NE	34	4N	21W	RAVALLI
4			N2S2NE	34	4N	21W	RAVALLI
5			W2NWNW	35	4N	21W	RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

133453-00 133454-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AS OF 02/11/2009, THIS WATER RIGHT APPEARS TO BE OWNED BY CORINNE AFANASIEFF AND STANLEY & BARBARA A RUTNER, C/O JONATHAN WEXLER, 5203 DESMOND ST, OAKLAND, CA 94618-1011.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BITTERROOT RIVER WITH A PRIORITY DATE PREDATING CASE NO. 1287, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 133454-00 Page 3 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 133470-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CAROL A HARRISON

651 CASH NICHOLS RD

STEVENSVILLE, MT 59870 6670

DAVID M HARRISON 651 CASH NICHOLS RD

STEVENSVILLE, MT 59870 6670

Priority Date: JUNE 1, 1864

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

\*Flow Rate: 44.88 GPM

\*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: 5.00

\*Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** LONGBOTTOM DITCH (HEADGATE 114)

Period of Use: APRIL 15 TO OCTOBER 1

#### \*Place of Use:

<u> 110</u>	Acres	GOVI LOI	Qu' sec	sec	<u>1 wp</u>	<u>nge</u>	County
1	5.00		SESENE	36	9N	20W	RAVALLI
Total:	5.00						

Otr See See Twn

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

133470-00 133471-00

Agree

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE DECREED DATE FOR THE SECOND RIGHT OF SOUTH SWAMP CREEK AND DIVERSION HEADGATE NO. 114 IS JUNE 15. 1864.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 133471-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CAROL A HARRISON

651 CASH NICHOLS RD

STEVENSVILLE, MT 59870 6670

DAVID M HARRISON 651 CASH NICHOLS RD

STEVENSVILLE, MT 59870 6670

\*Priority Date: JUNE 1, 1864

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** LONGBOTTOM DITCH (HEADGATE 114)

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

<u> 110</u>	Acres	Govt Lot	Qtr Sec	Sec	<u>1 wp</u>	<u>Rge</u>	County	
1			SESENE	36	9N	20W	RAVALLI	

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

133470-00 133471-00

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED DECREE NO. 556 IS JUNE 15, 1864.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 133475-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 133475-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BONUS LLC

PO BOX 2607 HAVRE, MT 59501

Priority Date: JUNE 26, 1946

Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 1.99 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 53.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

THE SOURCE IS WATER COLLECTED IN A DRAIN DITCH.

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 NWNW 7 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 15

**Diversion Means:** DRAIN DITCH

Period of Use: APRIL 1 TO OCTOBER 15

Place of Use:

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	35.00		NENE	12	5N	21W	RAVALLI
2	18.00		SENE	12	5N	21W	RAVALLI

## Place of Use:

ID Acres Govt Lot Qtr Sec Sec Twp Rge County

**Total:** 53.00

#### 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.

133475-00 21176-00 7303-00 7304-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/12/1999: POINT OF DIVERSION, PLACE OF USE, FLOW RATE, PERIOD OF DIVERSION.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 133482-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 133482-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RANDALL BLACKWOOD

1570 RED CROW RD VICTOR, MT 59875

SINGH KIM & ANGELA LIVING TRUST %SINGH AKHIM J & ANGELA R TRUSTEES

4224 DEWEY RD

**BELLINGHAM, WA 98226 7858** 

**Priority Date:** MARCH 1, 1879

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 112.20 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 10.00

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

## \*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> 2 - SECONDARY SWNWSE 6 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE **Ditch Name:** SLOW DITCH

WATER FROM REPUBLICAN DITCH IS CONVEYED THROUGH SLOW DITCH TO

THE PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI,

CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use: APRIL 1 TO OCTOBER 1

## Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	6.00		SWSWNE	6	5N	20W	RAVALLI
2	4.00		NWNWSE	6	5N	20W	RAVALLI
Total:	10.00						

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

133482-00 133483-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

.....

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 133482-00 Page 3 of 3

DECEMBER 4, 2015 76H 133483-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 133483-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RANDALL BLACKWOOD

1570 RED CROW RD VICTOR, MT 59875

SINGH KIM & ANGELA LIVING TRUST %SINGH AKHIM J & ANGELA R TRUSTEES

4224 DEWEY RD

**BELLINGHAM, WA 98226 7858** 

**Priority Date:** MARCH 1, 1879

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

## \*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> 2 - SECONDARY SWNWSE 6 5N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE **Ditch Name:** SLOW DITCH

WATER FROM REPUBLICAN DITCH IS CONVEYED THROUGH SLOW DITCH TO

THE PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI,

CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use: APRIL 1 TO OCTOBER 1

\*Place of Use:

П	<u>D</u>	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<u>I wp</u>	<u>kge</u>	County
1				SWSWNE	6	5N	20W	RAVALLI
2				NWNWSE	6	5N	20W	RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

133482-00 133483-00

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

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THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 133483-00 Page 3 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 133503-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PENNY RITCHIE

PO BOX 70

FLORENCE, MT 59833

WILLIAM S RITCHIE

PO BOX 70

FLORENCE, MT 59833

\*Priority Date: APRIL 1, 1905

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 68.00 GPM

\*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: 4.00

Source Name: BITTERROOT RIVER
Source Type: SURFACE WATER

\*Point of Diversion and Means of Diversion:

Period of Diversion: APRIL 15 TO NOVEMBER 1

**Diversion Means:** PUMP

Period of Use: APRIL 15 TO NOVEMBER 1

### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>
1	0.30		NWNWNE	12	10N	20W	RAVALLI
2	3.70		NENENW	12	10N	20W	RAVALLI
Total:	4.00						

THE PLACE OF USE IS LOCATED IN PARCEL 2B, CERTIFICATE OF SURVEY NO. 546780R, RAVALLI COUNTY.

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/25/2013: FLOW RATE, TYPE OF IRRIGATION SYSTEM.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 133505-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CAP PARTNERSHIP

PO BOX 1277

HAMILTON, MT 59840 1277

**Priority Date:** MAY 1, 1876

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 146.61 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 27.14

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

PUMP IS SECONDARY MEANS OF DIVERSION.

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use:

MAY 1 TO OCTOBER 1

#### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	27.14		SESW	6	5N	20W	RAVALLI
Total	27 14						

#### 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.

133505-00 133506-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 133505-00 Page 3 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 133506-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CAP PARTNERSHIP

PO BOX 1277

HAMILTON, MT 59840 1277

**Priority Date:** JUNE 1, 1868

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER

Flow Rate: 167.51 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 27.14

\*Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

PUMP IS SECONDARY MEANS OF DIVERSION.

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use:

MAY 1 TO OCTOBER 1

#### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	27.14		SESW	6	5N	20W	RAVALLI
Total	27 14						

#### 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.

133505-00 133506-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 133506-00 Page 3 of 3

DECEMBER 4, 2015 76H 133509-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 133509-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CHARLES A SQUIRES

PO BOX 31

GRANTSDALE, MT 59835

ALLAN D TAYLOR
\*\*\*DECEASED\*\*\*
413 GOLF COURSE RD
HAMILTON, MT 59840

\*Priority Date: DECEMBER 31, 1925

\*Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 300.00 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 78.00

2

Source Name: SPRING, UNNAMED TRIBUTARY OF SKALKAHO CREEK

Source Type: GROUNDWATER

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 NESENE 7 5N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE SESENE 7 5N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE

## Point of Diversion and Means of Diversion:

IDGovt LotQtr SecSecTwpRgeCounty3NENESE75N20WRAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

Diversion Means: HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE

Period of Use: MAY 1 TO OCTOBER 1

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	38.00		SENE	7	5N	20W	RAVALLI
2	40.00		NESE	7	5N	20W	RAVALLI
Total:	78.00						

#### Remarks:

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED MEANS OF DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/03/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JON R. SQUIRES.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/03/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY NORMA SQUIRES.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/03/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY BRADFORD & DESIREE SQUIRES.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A FILED AND A USE RIGHT.

THE PRIORITY DATE MAY BE QUESTIONABLE. IT IS UNCLEAR WHETHER THE CLAIMED PRIORITY DATE IS 1925 OR 1963.

THIS CLAIM APPEARS TO BE CLAIMING THREE SEPARATE SOURCES OF WATER. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 133509-00 Page 3 of 3

DECEMBER 4, 2015 76H 136824-00 Page 1 of 4

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136824-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

Priority Date: MARCH 1, 1871

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 10.50 CFS

\*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: 930.00

Source Name: BITTERROOT RIVER
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 SENWNW 5 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

2 SWSWSE 5 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

3 SWNWSE 8 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** MITCHELL SLOUGH (TUCKER HEADGATE)

### \*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> 4 SWSENW 20 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

5 - SECONDARY SENWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** WOOD DITCH

6 - SECONDARY SESWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** POINT B

7 - SECONDARY NESESE 17 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

WATER FROM BITTERROOT RIVER IS CONVEYED THROUGH MITCHELL

SLOUGH, POINT B AND WOOD DITCHES TO THE PLACE OF USE.

Trees

WATER FROM BITTERROOT RIVER IS CONVEYED THROUGH SUPPLY DITCH, TO

SECONDARY POINT OF DIVERSION #7, THEN TO THE PLACE OF USE.

POINT OF DIVERSION NO. 6 IS KNOWN AS POINT B.

Otr Soc Soc

Period of Use: APRIL 15 TO OCTOBER 15

Covet I at

#### Place of Use:

m

<u>ID</u>	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	Twp	<u>Rge</u>	<b>County</b>
1	29.00		NWNE	4	7N	20W	RAVALLI
2	25.00		SWNE	4	7N	20W	RAVALLI
3	159.00		NW	4	7N	20W	RAVALLI
4	11.00		N2NESW	4	7N	20W	RAVALLI
5	14.00		N2NWSW	4	7N	20W	RAVALLI
6	34.00		NENE	5	7N	20W	RAVALLI
7	1.00		NENWNE	5	7N	20W	RAVALLI
8	2.00		NWNWNE	5	7N	20W	RAVALLI
9	12.00		SENE	5	7N	20W	RAVALLI
10	12.00		SWNE	5	7N	20W	RAVALLI
11	7.00		N2NENW	5	7N	20W	RAVALLI
12	21.00		SENW	5	7N	20W	RAVALLI
13	1.00		SESWNW	5	7N	20W	RAVALLI
14	24.00		NWSE	5	7N	20W	RAVALLI
15	3.00		SWSE	5	7N	20W	RAVALLI
16	35.00		NESW	5	7N	20W	RAVALLI
17	3.00		E2NWSW	5	7N	20W	RAVALLI
18	5.00		SESW	5	7N	20W	RAVALLI
19	30.00		NENW	9	7N	20W	RAVALLI
20	6.00		SWSESE	28	8N	20W	RAVALLI

Place of Use:

I lace of	OSC.						
<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
21	16.00		S2SWSE	28	8N	20W	RAVALLI
22	8.00		S2SESW	28	8N	20W	RAVALLI
23	9.00		NESE	32	8N	20W	RAVALLI
24	11.00		NWSE	32	8N	20W	RAVALLI
25	29.00		SESE	32	8N	20W	RAVALLI
26	16.00		SWSE	32	8N	20W	RAVALLI
27	25.00		NESW	32	8N	20W	RAVALLI
28	5.00		E2NWSW	32	8N	20W	RAVALLI
29	28.00		SESW	32	8N	20W	RAVALLI
30	10.00		E2SWSW	32	8N	20W	RAVALLI
31	13.00		NENE	33	8N	20W	RAVALLI
32	2.00		W2SENE	33	8N	20W	RAVALLI
33	77.00		W2NE	33	8N	20W	RAVALLI
34	21.00		NENW	33	8N	20W	RAVALLI
35	37.00		NWSE	33	8N	20W	RAVALLI
36	34.00		SWSE	33	8N	20W	RAVALLI
37	40.00		NESW	33	8N	20W	RAVALLI

## Remarks:

**Total:** 

38

39

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.

33

33

8N

8N

20W RAVALLI

20W RAVALLI

136824-00 136827-00 136837-00 136839-00 1798-00 214450-00 215892-00

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE.

NWSW

S2SW

136824-00 86732-00

35.00

80.00 930.00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136824-00 136844-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/22/2014: MAXIMUM ACRES, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/29/2015: MAXIMUM ACRES AND PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/31/2000: FLOW RATE.

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 300 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 136824-00, 136844-00, 151574-00, 151581-00

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 136825-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136825-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

SCHWAB, CHARLES & HELEN LIVING TRUST

ROGER RAYNAL PO BOX 957

CORVALLIS, MT 59828 0957

**Priority Date:** APRIL 1, 1904

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 7.50 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 1,645.00

Source Name: BITTERROOT RIVER
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 SENWNW 5 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

2 SWSWSE 5 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

### \*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> 3 SWNWSE 8 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: MITCHELL SLOUGH (TUCKER HEADGATE)

4 SWSENW 20 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

5 - SECONDARY SENESW 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE
Ditch Name: UNION DITCH

6 - SECONDARY SENWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: WOOD DITCH

7 - SECONDARY SESWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** POINT B

8 - SECONDARY NWNENW 9 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

9 - SECONDARY NESWNE 16 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** HUMBLE DRAIN

WATER DIVERTED FROM THE BITTERROOT RIVER AT POD #3 IS CONVEYED TO MITCHELL SLOUGH WHICH IS USED AS A NATURAL CARRIER TO SECONDARY

POINT(S) OF DIVERSION, DIVERSION NO(S). 6 AND 7.

WATER DIVERTED FROM BITTERROOT RIVER AT POD #4 IS CONVEYED TO HUMBLE DRAIN AT POD #9 WHICH IS USED AS A NATURAL CARRIER TO SECONDARY POINT(S) OF DIVERSION, DIVERSION NO(S). 8, 7, 6, AND 5.

Period of Use: APRIL 15 TO OCTOBER 15

#### Place of Use:

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
1	29.00		NWNE	4	7N	20W	RAVALLI
2	19.00		SENE	4	7N	20W	RAVALLI
3	25.00		SWNE	4	7N	20W	RAVALLI
4	160.00		NW	4	7N	20W	RAVALLI
5	35.00		NWSE	4	7N	20W	RAVALLI
6	148.00		SW	4	7N	20W	RAVALLI
7	34.00		NENE	5	7N	20W	RAVALLI
8	1.00		NENWNE	5	7N	20W	RAVALLI
9	2.00		NWNWNE	5	7N	20W	RAVALLI

Place of Use:	
<u>ID</u>	

I lace of	USC.						
<u>ID</u> 10	<u>Acres</u> 12.00	Govt Lot	<u>Qtr Sec</u> SENE	<u>Sec</u> 5	Twp 7N	<u><b>Rge</b></u> 20W	County RAVALLI
11	12.00		SWNE	5	7N	20W	RAVALLI
12	7.00		N2NENW	5	7N	20W	RAVALLI
13	21.00		SENW	5	7N	20W	RAVALLI
14	1.00		SESWNW	5	7N	20W	RAVALLI
15	10.00		NESE	5	7N	20W	RAVALLI
16	24.00		NWSE	5	7N	20W	RAVALLI
17	31.00		SESE	5	7N	20W	RAVALLI
18	3.00		SWSE	5	7N	20W	RAVALLI
19	35.00		NESW	5	7N	20W	RAVALLI
20	3.00		E2NWSW	5	7N	20W	RAVALLI
21	5.00		SESW	5	7N	20W	RAVALLI
22	33.00		NENE	8	7N	20W	RAVALLI
23	1.00		NENWNE	8	7N	20W	RAVALLI
24	33.00		SENE	8	7N	20W	RAVALLI
25	3.00		SWNE	8	7N	20W	RAVALLI
26	40.00		NESE	8	7N	20W	RAVALLI
27	11.00		NWSE	8	7N	20W	RAVALLI
28	38.00		SESE	8	7N	20W	RAVALLI
29	14.00		SWSE	8	7N	20W	RAVALLI
30	73.00		N2NE	9	7N	20W	RAVALLI
31	35.00		NENW	9	7N	20W	RAVALLI
32	40.00		NWNW	9	7N	20W	RAVALLI
33	23.00		SENW	9	7N	20W	RAVALLI
34	40.00		SWNW	9	7N	20W	RAVALLI
35	19.00		NESW	9	7N	20W	RAVALLI
36	40.00		NWSW	9	7N	20W	RAVALLI
37	17.00		SWSW	9	7N	20W	RAVALLI
38	6.00		SWSESE	28	8N	20W	RAVALLI
39	16.00		S2SWSE	28	8N	20W	RAVALLI
40	8.00		S2SESW	28	8N	20W	RAVALLI
41	9.00		NESE	32	8N	20W	RAVALLI
42	11.00		NWSE	32	8N	20W	RAVALLI
43	29.00		SESE	32	8N	20W	RAVALLI
44	16.00		SWSE	32	8N	20W	RAVALLI
45	25.00		NESW	32	8N	20W	RAVALLI
46	5.00		E2NWSW	32	8N	20W	RAVALLI
47	28.00		SESW	32	8N	20W	RAVALLI
48	10.00		E2SWSW	32	8N	20W	RAVALLI
49	13.00		NENE	33	8N	20W	RAVALLI
50	2.00		W2SENE	33	8N	20W	RAVALLI
51	77.00		W2NE	33	8N	20W	RAVALLI
52	21.00		NENW	33	8N	20W	RAVALLI

#### Place of Use:

$\underline{\mathbf{ID}}$	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
53	66.00		E2SE	33	8N	20W	RAVALLI
54	37.00		NWSE	33	8N	20W	RAVALLI
55	34.00		SWSE	33	8N	20W	RAVALLI
56	40.00		NESW	33	8N	20W	RAVALLI
57	35.00		NWSW	33	8N	20W	RAVALLI
58	80.00		S2SW	33	8N	20W	RAVALLI
Total:	1,645.00						

#### 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.

136825-00 136829-00 136836-00 136838-00

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE.

136825-00 86731-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136825-00 136845-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/07/2002: OWNERSHIP, POINT OF DIVERSION. PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 6/2/2015: MAXIMUM ACRES, PLACE OF USE.

AN AMENDMENT WAS RECEIVED ON 05/18/1993 TO CORRECT POINT OF DIVERSION AND PLACE OF USE. THIS AMENDMENT WAS NOT IMPLEMENTED DUE TO SUBSEQUENT AMENDMENTS RECEIVED ON 05/07/2002.

AN AMENDMENT WAS RECEIVED ON 11/26/1997 TO CORRECT POINT OF DIVERSION AND PLACE OF USE. THIS AMENDMENT WAS NOT IMPLEMENTED DUE TO SUBSEQUENT AMENDMENTS RECEIVED ON 05/07/2002.

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 300 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 1799-00, 6031-00, 136825-00, 136845-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 136827-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136827-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

**Priority Date:** JUNE 1, 1942

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 31.53 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 890.00

Source Name: UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

ALSO KNOWN AS HUMBLE DRAIN

\*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 SWNENE 9 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 30

**Diversion Means:** PUMP

2 NWNENW 9 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 30

**Diversion Means:** HEADGATE

# \*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> 3 - SECONDARY SENWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 30

**Diversion Means:** HEADGATE **Ditch Name:** WOOD DITCH

4 - SECONDARY SESWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 30

**Diversion Means:** HEADGATE **Ditch Name:** POINT B

WATER FROM THE HUMBLE DRAIN IS CONVEYED THROUGH POINT B AND

WOOD DITCHES TO THE PLACE OF USE.

Period of Use: APRIL 1 TO OCTOBER 30

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	31.00		NWNE	4	7N	20W	RAVALLI
2	15.00		SWNE	4	7N	20W	RAVALLI
3	160.00		NW	4	7N	20W	RAVALLI
4	7.00		W2NWSE	4	7N	20W	RAVALLI
5	25.00		NESW	4	7N	20W	RAVALLI
6	16.00		N2NWSW	4	7N	20W	RAVALLI
7	36.00		SESW	4	7N	20W	RAVALLI
8	33.00		NENE	5	7N	20W	RAVALLI
9	1.00		NENWNE	5	7N	20W	RAVALLI
10	12.00		SENE	5	7N	20W	RAVALLI
11	1.00		NENESE	5	7N	20W	RAVALLI
12	75.00		N2NE	9	7N	20W	RAVALLI
13	7.00		SWSESE	28	8N	20W	RAVALLI
14	16.00		S2SWSE	28	8N	20W	RAVALLI
15	8.00		SESESW	28	8N	20W	RAVALLI
16	6.00		NESE	32	8N	20W	RAVALLI
17	29.00		SESE	32	8N	20W	RAVALLI
18	1.00		SESWSE	32	8N	20W	RAVALLI
19	14.00		W2NENE	33	8N	20W	RAVALLI
20	40.00		NWNE	33	8N	20W	RAVALLI
21	2.00		NWSENE	33	8N	20W	RAVALLI
22	40.00		SWNE	33	8N	20W	RAVALLI
23	21.00		NENW	33	8N	20W	RAVALLI
24	34.00		NESE	33	8N	20W	RAVALLI
25	30.00		SESE	33	8N	20W	RAVALLI
26	80.00		W2SE	33	8N	20W	RAVALLI
27	80.00		E2SW	33	8N	20W	RAVALLI
28	30.00		NWSW	33	8N	20W	RAVALLI
29	40.00		SWSW	33	8N	20W	RAVALLI
Total:	890.00						

#### 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.

136824-00 136827-00 136837-00 136839-00 1798-00 214450-00 215892-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136827-00 136842-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/07/2002: MAXIMUM ACRES, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/22/2014: MAXIMUM ACRES, PLACE OF USE.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 06/19/2002.

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 03/24/1998.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 136829-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136829-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCHWAB, CHARLES & HELEN LIVING TRUST

ROGER RAYNAL PO BOX 957

CORVALLIS, MT 59828 0957

Priority Date: APRIL 1, 1893

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 10.75 CFS

\*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: 411.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BITTERROOT RIVER

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 SESE 8 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** DRAIN DITCH

2 W2NW 9 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** DRAIN DITCH

3 NWSW 9 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** DRAIN DITCH

#### Point of Diversion and Means of Diversion:

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** DRAIN DITCH

5 SE 17 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** DRAIN DITCH

Period of Use: APRIL 15 TO OCTOBER 15

#### Place of Use:

$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	9.00		NWSW	4	7N	20W	RAVALLI
2	25.00		SWSW	4	7N	20W	RAVALLI
3	7.00		NESE	5	7N	20W	RAVALLI
4	26.00		SESE	5	7N	20W	RAVALLI
5	0.50		SESWSE	5	7N	20W	RAVALLI
6	33.00		NENE	8	7N	20W	RAVALLI
7	1.50		NENWNE	8	7N	20W	RAVALLI
8	31.00		SENE	8	7N	20W	RAVALLI
9	38.50		NESE	8	7N	20W	RAVALLI
10	6.00		NWSE	8	7N	20W	RAVALLI
11	40.00		SESE	8	7N	20W	RAVALLI
12	22.00		SWSE	8	7N	20W	RAVALLI
13	39.00		NWNW	9	7N	20W	RAVALLI
14	25.00		SENW	9	7N	20W	RAVALLI
15	40.00		SWNW	9	7N	20W	RAVALLI
16	13.00		NESW	9	7N	20W	RAVALLI
17	38.00		NWSW	9	7N	20W	RAVALLI
18	16.50		SWSW	9	7N	20W	RAVALLI
Total:	411.00						

#### 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.

136825-00 136829-00 136836-00 136838-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136829-00 136843-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/23/2002: POINT OF DIVERSION, PLACE OF USE, PERIOD OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/07/2002: OWNERSHIP, PLACE OF USE.

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 136836-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136836-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

SCHWAB, CHARLES & HELEN LIVING TRUST

ROGER RAYNAL PO BOX 957

CORVALLIS, MT 59828 0957

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** APRIL 1, 1906

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 25.00 CFS

\*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: 1,645.00

Source Name: BITTERROOT RIVER
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 SENWNW 5 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

## \*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> 2 SWSWSE 5 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

3 SWNWSE 8 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: MITCHELL SLOUGH (TUCKER HEADGATE)

4 SWSENW 20 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

5 - SECONDARY SENESW 4 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: UNION DITCH

6 - SECONDARY SENWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE WOOD DITCH

7 - SECONDARY SESWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE **Ditch Name:** POINT B

8 - SECONDARY NWNENW 9 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

9 - SECONDARY NESWNE 16 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE **Ditch Name:** HUMBLE DRAIN

WATER DIVERTED FROM BITTERROOT RIVER IS CONVEYED TO MITCHELL SLOUGH WHICH IS USED AS A NATURAL CARRIER TO SECONDARY POINT(S)

OF DIVERSION, DIVERSION NO(S). 6, 7 AND 9.

HUMBLE DRAIN IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM SUPPLY (WOOD-PARKHURST) DITCH TO THE SECONDARY POINT(S) OF

DIVERSION, DIVERSION NO(S). 8, 7, 6, AND 5.

POINT OF DIVERSION NO. 9 IS JUNCTION OF SUPPLY DITCH AND HUMBLE

DRAIN

\*Period of Use: APRIL 1 TO OCTOBER 31

#### Place of Use:

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	29.00		NWNE	4	7N	20W	RAVALLI
2	19.00		SENE	4	7N	20W	RAVALLI
3	25.00		SWNE	4	7N	20W	RAVALLI
4	160.00		NW	4	7N	20W	RAVALLI

Place	of	Use:
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Place of	Use:						
<u>ID</u> 5	<u>Acres</u> 35.00	Govt Lot	<u>Qtr Sec</u> NWSE	<u>Sec</u> 4	<u>Twp</u> 7N	<u><b>Rge</b></u> 20W	<u>County</u> RAVALLI
6	148.00		SW	4	7N	20W	RAVALLI
7	34.00		NENE	5	7N	20W	RAVALLI
8	1.00		NENWNE	5	7N	20W	RAVALLI
9	2.00		NWNWNE	5	7N	20W	RAVALLI
10	12.00		SENE	5	7N	20W	RAVALLI
11	12.00		SWNE	5	7N	20W	RAVALLI
12	7.00		N2NENW	5	7N	20W	RAVALLI
13	21.00		SENW	5	7N	20W	RAVALLI
14	1.00		SESWNW	5	7N	20W	RAVALLI
15	10.00		NESE	5	7N	20W	RAVALLI
16	24.00		NWSE	5	7N	20W	RAVALLI
17	31.00		SESE	5	7N	20W	RAVALLI
18	3.00		SWSE	5	7N	20W	RAVALLI
19	35.00		NESW	5	7N	20W	RAVALLI
20	3.00		E2NWSW	5	7N	20W	RAVALLI
21	5.00		SESW	5	7N	20W	RAVALLI
22	33.00		NENE	8	7N	20W	RAVALLI
23	1.00		NENWNE	8	7N	20W	RAVALLI
24	33.00		SENE	8	7N	20W	RAVALLI
25	3.00		SWNE	8	7N	20W	RAVALLI
26	40.00		NESE	8	7N	20W	RAVALLI
27	11.00		NWSE	8	7N	20W	RAVALLI
28	38.00		SESE	8	7N	20W	RAVALLI
29	14.00		SWSE	8	7N	20W	RAVALLI
30	73.00		N2NE	9	7N	20W	RAVALLI
31	35.00		NENW	9	7N	20W	RAVALLI
32	40.00		NWNW	9	7N	20W	RAVALLI
33	23.00		SENW	9	7N	20W	RAVALLI
34	40.00		SWNW	9	7N	20W	RAVALLI
35	19.00		NESW	9	7N	20W	RAVALLI
36	40.00		NWSW	9	7N	20W	RAVALLI
37	17.00		SWSW	9	7N	20W	RAVALLI
38	6.00		SWSESE	28	8N	20W	RAVALLI
39	16.00		S2SWSE	28	8N	20W	RAVALLI
40	8.00		S2SESW	28	8N	20W	RAVALLI
41	9.00		NESE	32	8N	20W	RAVALLI
42	11.00		NWSE	32	8N	20W	RAVALLI
43	29.00		SESE	32	8N	20W	RAVALLI
44	16.00		SWSE	32	8N	20W	RAVALLI
45	25.00		NESW	32	8N	20W	RAVALLI
46	5.00		E2NWSW	32	8N	20W	RAVALLI
47	28.00		SESW	32	8N	20W	RAVALLI

Place of Us	e	
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<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
48	10.00		E2SWSW	32	8N	20W	RAVALLI
49	13.00		NENE	33	8N	20W	RAVALLI
50	2.00		W2SENE	33	8N	20W	RAVALLI
51	77.00		W2NE	33	8N	20W	RAVALLI
52	21.00		NENW	33	8N	20W	RAVALLI
53	66.00		E2SE	33	8N	20W	RAVALLI
54	37.00		NWSE	33	8N	20W	RAVALLI
55	34.00		SWSE	33	8N	20W	RAVALLI
56	40.00		NESW	33	8N	20W	RAVALLI
57	35.00		NWSW	33	8N	20W	RAVALLI
58	80.00		S2SW	33	8N	20W	RAVALLI
Total:	1,645.00						

#### 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.

136825-00 136829-00 136836-00 136838-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136836-00 136846-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/07/2002: POINT OF DIVERSION, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 6/2/2015: PLACE OF USE, MAXIMUIM ACRES.

THE PERIOD OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 11/10/2014.

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 1000 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 6034-00, 136836-00, 136846-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 136837-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136837-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

**Priority Date:** APRIL 1, 1872

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 4.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 120.00

Source Name: BITTERROOT RIVER
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 SWSENW 20 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	80.00		N2NE	9	7N	20W	RAVALLI
2	40.00		NENW	9	7N	20W	RAVALLI

#### Place of Use:

ID Acres Govt Lot Qtr Sec Sec Twp Rge County

**Total:** 120.00

#### 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.

136824-00 136827-00 136837-00 136839-00 1798-00 214450-00 215892-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136837-00 136847-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136838-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCHWAB, CHARLES & HELEN LIVING TRUST

ROGER RAYNAL PO BOX 957

CORVALLIS, MT 59828 0957

Priority Date: APRIL 1, 1872

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 5.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 235.00

Source Name: BITTERROOT RIVER
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 SWSENW 20 7N 20W RAVALLI

Period of Diversion: MARCH 1 TO NOVEMBER 30

**Diversion Means:** HEADGATE

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

Period of Use: MARCH 1 TO NOVEMBER 30

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	7.00		SESE	8	7N	20W	RAVALLI
2	20.00		NWNW	9	7N	20W	RAVALLI
3	40.00		SENW	9	7N	20W	RAVALLI
4	20.00		SWNW	9	7N	20W	RAVALLI
5	148.00		SW	9	7N	20W	RAVALLI
Total:	235.00						

#### 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.

136825-00 136829-00 136836-00 136838-00

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE.

136838-00 99621-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136838-00 136841-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/23/2002: PLACE OF USE, PERIOD OF USE.

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY
DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 200 MINER'S
INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 6032-00, 136838-00, 136841-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 136838-00 Page 3 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136839-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

Priority Date: SEPTEMBER 4, 1912

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 14.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 780.00

Source Name: BITTERROOT RIVER
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 SWNWSE 8 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** MITCHELL SLOUGH (TUCKER HEADGATE)

2 - SECONDARY SESWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** POINT B

## \*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> 3 - SECONDARY SENWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** WOOD DITCH

MITCHELL SLOUGH IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM THE BITTERROOT RIVER TO THE SECONDARY POINT(S) OF DIVERSION,

DIVERSION NO(S). 2 AND 3.

Period of Use: APRIL 15 TO OCTOBER 15

## Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	32.00		NWNE	4	7N	20W	RAVALLI
2	3.00		SWNE	4	7N	20W	RAVALLI
3	80.00		N2NW	4	7N	20W	RAVALLI
4	35.00		SENW	4	7N	20W	RAVALLI
5	40.00		SWNW	4	7N	20W	RAVALLI
6	12.00		N2NESW	4	8N	20W	RAVALLI
7	15.00		N2NWSW	4	8N	20W	RAVALLI
8	30.00		NENE	5	8N	20W	RAVALLI
9	10.00		SWSESE	28	8N	20W	RAVALLI
10	16.00		S2SWSE	28	8N	20W	RAVALLI
11	10.00		S2SESW	28	8N	20W	RAVALLI
12	75.00		E2SE	32	8N	20W	RAVALLI
13	13.00		NENE	33	8N	20W	RAVALLI
14	2.00		W2SENE	33	8N	20W	RAVALLI
15	80.00		W2NE	33	8N	20W	RAVALLI
16	22.00		NENW	33	8N	20W	RAVALLI
17	65.00		E2SE	33	8N	20W	RAVALLI
18	80.00		W2SE	33	8N	20W	RAVALLI
19	160.00		SW	33	8N	20W	RAVALLI
Total:	780.00						

# 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.

136824-00 136827-00 136837-00 136839-00 1798-00 214450-00 215892-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136839-00 136840-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/22/2014: MAXIMUM ACRES, PLACE OF USE.

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136840-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

**Priority Date:** SEPTEMBER 4, 1912

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER

Source Type: SURFACE WATER

\*Point of Diversion and Means of Diversion:

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** MITCHELL SLOUGH (TUCKER HEADGATE)

2 - SECONDARY SESWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** POINT B

#### \*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> 3 - SECONDARY SENWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** WOOD DITCH

MITCHELL SLOUGH IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM THE BITTERROOT RIVER TO THE SECONDARY POINT(S) OF DIVERSION,

DIVERSION NO(S). 2 AND 3.

Period of Use: APRIL 15 TO OCTOBER 15

## Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	<b>County</b>
1			W2NE	4	7N	20W	RAVALLI
2			NW	4	7N	20W	RAVALLI
3			N2N2SW	4	7N	20W	RAVALLI
4			S2SWSE	28	8N	20W	RAVALLI
5			S2SESW	28	8N	20W	RAVALLI
6			E2SE	32	8N	20W	RAVALLI
7			W2NE	33	8N	20W	RAVALLI
8			NW	33	8N	20W	RAVALLI
9			W2SE	33	8N	20W	RAVALLI
10			SW	33	8N	20W	RAVALLI

## Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136839-00 136840-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/22/2014: PLACE OF USE.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 136840-00 Page 3 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136841-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCHWAB, CHARLES & HELEN LIVING TRUST

ROGER RAYNAL PO BOX 957

CORVALLIS, MT 59828 0957

Priority Date: APRIL 1, 1872

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER

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 SWSENW 20 7N 20W RAVALLI

Period of Diversion: MARCH 1 TO NOVEMBER 30

**Diversion Means:** DITCH

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

Period of Use: MARCH 1 TO NOVEMBER 30

#### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1			E2SESE	8	7N	20W	RAVALLI
2			NWNW	9	7N	20W	RAVALLI
3			SENWNW	9	7N	20W	RAVALLI
4			SWNW	9	7N	20W	RAVALLI
5			SW	9	7N	20W	RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136838-00 136841-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/23/2002: PLACE OF USE, PERIOD OF USE.

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

.....

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 200 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 6032-00, 136838-00, 136841-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 136842-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136842-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

**Priority Date:** JUNE 1, 1942

Type of Historical Right: USE

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: UNNAMED TRIBUTARY OF BITTERROOT RIVER

**Source Type:** SURFACE WATER

ALSO KNOWN AS HUMBLE DRAIN

\*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 W2NE 4 7N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2 W2 4 7N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

#### \*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> 3 N2N2NE 9 7N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4 NWNENW 9 7N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

5 NE 33 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

6 S2 33 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1			W2NE	4	7N	20W	RAVALLI
2			W2	4	7N	20W	RAVALLI
3			N2N2NW	9	7N	20W	RAVALLI
4			NE	33	8N	20W	RAVALLI
5			S2	33	8N	20W	RAVALLI

## Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136827-00 136842-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/22/2014: PLACE OF USE, POINT OF DIVERSION.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/07/2002: OWNERSHIP, PLACE OF USE.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 06/19/2002.

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

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THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 136842-00 Page 3 of 3

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136843-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCHWAB, CHARLES & HELEN LIVING TRUST

ROGER RAYNAL PO BOX 957

CORVALLIS, MT 59828 0957

\*Priority Date: APRIL 1, 1893

Type of Historical Right: FILED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BITTERROOT RIVER

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 SESE 8 7N 20W RAVALLI

Period of Diversion: MARCH 1 TO NOVEMBER 30

**Diversion Means:** DRAIN DITCH

2 W2NW 9 7N 20W RAVALLI

Period of Diversion: MARCH 1 TO NOVEMBER 30

**Diversion Means:** DRAIN DITCH

## Point of Diversion and Means of Diversion:

Period of Diversion: MARCH 1 TO NOVEMBER 30

**Diversion Means:** DRAIN DITCH

4 E2NE 17 7N 20W RAVALLI

Period of Diversion: MARCH 1 TO NOVEMBER 30

**Diversion Means:** DRAIN DITCH

5 SE 17 7N 20W RAVALLI

Period of Diversion: MARCH 1 TO NOVEMBER 30

**Diversion Means:** DRAIN DITCH

Period of Use: MARCH 1 TO NOVEMBER 30

## Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			NWSW	4	7N	20W	RAVALLI
2			SWSW	4	7N	20W	RAVALLI
3			NESE	5	7N	20W	RAVALLI
4			SESE	5	7N	20W	RAVALLI
5			SESWSE	5	7N	20W	RAVALLI
6			NENE	8	7N	20W	RAVALLI
7			NENWNE	8	7N	20W	RAVALLI
8			SENE	8	7N	20W	RAVALLI
9			NESE	8	7N	20W	RAVALLI
10			NWSE	8	7N	20W	RAVALLI
11			SESE	8	7N	20W	RAVALLI
12			SWSE	8	7N	20W	RAVALLI
13			NWNW	9	7N	20W	RAVALLI
14			SENW	9	7N	20W	RAVALLI
15			SWNW	9	7N	20W	RAVALLI
16			NESW	9	7N	20W	RAVALLI
17			NWSW	9	7N	20W	RAVALLI
18			SWSW	9	7N	20W	RAVALLI

## Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136829-00 136843-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/23/2002: POINT OF DIVERSION, PLACE OF USE, PERIOD OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/07/2002: OWNERSHIP, PLACE OF USE.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 136844-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136844-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

Priority Date: MARCH 1, 1871

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER

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 SWNWSE 8 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** MITCHELL SLOUGH (TUCKER HEADGATE)

2 - SECONDARY SENWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE WOOD DITCH

## \*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> 3 - SECONDARY SESWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** POINT B

WATER FROM BITTERROOT RIVER IS CONVEYED THROUGH MITCHELL SLOUGH TO POINT B AND WOOD DITCHES TO THE PLACE OF USE.

Period of Use: APRIL 15 TO OCTOBER 15

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			N2	4	7N	20W	RAVALLI
2			E2NE	5	7N	20W	RAVALLI
3			SWSESE	28	8N	20W	RAVALLI
4			S2SWSE	28	8N	20W	RAVALLI
5			SESESW	28	8N	20W	RAVALLI
6			E2SE	32	8N	20W	RAVALLI
7			NE	33	8N	20W	RAVALLI
8			NENW	33	8N	20W	RAVALLI
9			S2	33	8N	20W	RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136824-00 136844-00

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

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# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 300 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 136824-00, 136844-00, 151574-00, 151581-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 136844-00 Page 3 of 3

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 136845-00 Page 1 of 4

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136845-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCHWAB, CHARLES & HELEN LIVING TRUST

ROGER RAYNAL PO BOX 957

CORVALLIS, MT 59828 0957

DOUBLE FORK LLC 222 VIA MARNELL WAY LAS VEGAS, NV 89119

**Priority Date:** APRIL 1, 1904

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER

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 SWSWSE 5 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

## 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> 2 SWNWSE 8 7N 20W RAVALLI

**Period of Diversion:** APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** MITCHELL SLOUGH (TUCKER HEADGATE)

3 SWSENW 20 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

Period of Use: APRIL 15 TO OCTOBER 15

# Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	Rge	<b>County</b>
1			NWNE	4	7N	20W	RAVALLI
2			SWNE	4	7N	20W	RAVALLI
3			NW	4	7N	20W	RAVALLI
4			NESW	4	7N	20W	RAVALLI
5			N2NESW	4	7N	20W	RAVALLI
6			NWSW	4	7N	20W	RAVALLI
7			N2NWSW	4	7N	20W	RAVALLI
8			SWSW	4	7N	20W	RAVALLI
9			NENE	5	7N	20W	RAVALLI
10			NENWNE	5	7N	20W	RAVALLI
11			NWNWNE	5	7N	20W	RAVALLI
12			SENE	5	7N	20W	RAVALLI
13			SWNE	5	7N	20W	RAVALLI
14			N2NENW	5	7N	20W	RAVALLI
15			NENWNW	5	7N	20W	RAVALLI
16			SENW	5	7N	20W	RAVALLI
17			SESWNW	5	7N	20W	RAVALLI
18			NESE	5	7N	20W	RAVALLI
19			NENESE	5	7N	20W	RAVALLI
20			NWSE	5	7N	20W	RAVALLI
21			SESE	5	7N	20W	RAVALLI
22			SWSE	5	7N	20W	RAVALLI
23			SESWSE	5	7N	20W	RAVALLI
24			NESW	5	7N	20W	RAVALLI
25			E2NWSW	5	7N	20W	RAVALLI
26			SESW	5	7N	20W	RAVALLI
27			NENE	8	7N	20W	RAVALLI
28			NENWNE	8	7N	20W	RAVALLI
29			SENE	8	7N	20W	RAVALLI
30			NESE	8	7N	20W	RAVALLI
31			NWSE	8	7N	20W	RAVALLI
32			SESE	8	7N	20W	RAVALLI

Place	of	Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	Sec	Twp	Rge	County
33			SWSE	8	7N	20W	RAVALLI
34			SWSW	8	7N	20W	RAVALLI
35			NWNW	9	7N	20W	RAVALLI
36			SENW	9	7N	20W	RAVALLI
37			SWNW	9	7N	20W	RAVALLI
38			NESW	9	7N	20W	RAVALLI
39			NWSW	9	7N	20W	RAVALLI
40			SWSESE	28	8N	20W	RAVALLI
41			S2SWSE	28	8N	20W	RAVALLI
42			S2SESW	28	8N	20W	RAVALLI
43			S2SENW	32	8N	20W	RAVALLI
44			NESE	32	8N	20W	RAVALLI
45			NWSE	32	8N	20W	RAVALLI
46			SESE	32	8N	20W	RAVALLI
47			SWSE	32	8N	20W	RAVALLI
48			NESW	32	8N	20W	RAVALLI
49			E2NWSW	32	8N	20W	RAVALLI
50			SESW	32	8N	20W	RAVALLI
51			E2SWSW	32	8N	20W	RAVALLI
52			NENE	33	8N	20W	RAVALLI
53			W2SENE	33	8N	20W	RAVALLI
54			W2NE	33	8N	20W	RAVALLI
55			NENW	33	8N	20W	RAVALLI
56			NWSE	33	8N	20W	RAVALLI
57			SWSE	33	8N	20W	RAVALLI
58			NESW	33	8N	20W	RAVALLI
59			NWSW	33	8N	20W	RAVALLI
60			S2SW	33	8N	20W	RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136825-00 136845-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/07/2002: OWNERSHIP, POINT OF DIVERSION, PLACE OF USE.

AN AMENDMENT WAS RECEIVED ON 05/18/1993 TO CORRECT POINT OF DIVERSION AND PLACE OF USE. THIS AMENDMENT WAS NOT IMPLEMENTED DUE TO SUBSEQUENT AMENDMENTS RECEIVED ON 05/07/2002.

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

# THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 300 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 1799-00, 6031-00, 136825-00, 136845-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 136846-00 Page 1 of 4

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136846-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

SCHWAB, CHARLES & HELEN LIVING TRUST

ROGER RAYNAL PO BOX 957

CORVALLIS, MT 59828 0957

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** APRIL 1, 1906

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER
Source Type: SURFACE WATER

#### \*Point of Diversion and Means of Diversion:

Rge ID **Govt Lot Qtr Sec** Twp County Sec 1 RAVALLI

SENWNW 5 7N 20W

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means: HEADGATE** 

2 20W RAVALLI **SWSWSE** 5 7N

Period of Diversion: APRIL 15 TO OCTOBER 15

**HEADGATE Diversion Means:** 

3 **SWNWSE** 8 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means: HEADGATE** 

MITCHELL SLOUGH (TUCKER HEADGATE) **Ditch Name:** 

SWSENW 20 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means: HEADGATE** 

SUPPLY (WOOD-PARKHURST) DITCH **Ditch Name:** 

5 - SECONDARY **SENESW** 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** UNION DITCH

6 - SECONDARY **SENWSW** 20W RAVALLI 4 7N

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means: HEADGATE Ditch Name:** WOOD DITCH

7 - SECONDARY SESWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means: HEADGATE Ditch Name:** POINT B

8 - SECONDARY NWNENW 9 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means: HEADGATE** 

9 - SECONDARY NESWNE 16 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**HEADGATE Diversion Means: HUMBLE DRAIN Ditch Name:** 

> WATER DIVERTED FROM THE BITTERROOT RIVER IS CONVEYED TO MITCHELL SLOUGH (POD# 3) WHICH IS USED AS A NATURAL CARRIER TO SECONDARY

POINT(S) OF DIVERSION, DIVERSION NO(S). 7, 6 AND 5.

HUMBLE DRAIN IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM SUPPLY (WOOD-PARKHURST) DITCH TO THE SECONDARY POINT(S) OF

DIVERSION, DIVERSION NO(S), 8, 7, 6, AND 5.

WATER FROM SUPPLY (WOOD-PARKHURST) DITCH IS CONVEYED THROUGH

POD # 9 INTO HUMBLE DRAIN, THEN ON THROUGH POINT B AND WOOD

DITCHES TO THE PLACE OF USE.

POINT OF DIVERSION NO. 8 IS KNOWN AS THE HUMBLE DITCH 1.

POINT OF DIVERSION NO.9 IS JUNCTION OF SUPPLY DITCH AND HUMBLE

DRAIN

Period of Use: **APRIL 15 TO OCTOBER 15** 

## \*Place of Use:

$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			S2NE	4	7N	20W	RAVALLI
2			NW	4	7N	20W	RAVALLI
3			NWSE	4	7N	20W	RAVALLI
4			N2SW	4	7N	20W	RAVALLI
5			E2	8	7N	20W	RAVALLI
6			N2NE	9	7N	20W	RAVALLI
7			W2	9	7N	20W	RAVALLI
8			SWSESE	28	8N	20W	RAVALLI
9			S2SWSE	28	8N	20W	RAVALLI
10			S2SESW	28	8N	20W	RAVALLI
11			N2NE	33	8N	20W	RAVALLI
12			SWNE	33	8N	20W	RAVALLI
13			S2	33	8N	20W	RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136836-00 136846-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/07/2002: POINT OF DIVERSION, PLACE OF USE.

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 1000 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 6034-00, 136836-00, 136846-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 136846-00 Page 4 of 4

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 136847-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

**Priority Date:** APRIL 1, 1872

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER

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 SWSENW 20 7N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DITCH

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

Period of Use: JANUARY 1 TO DECEMBER 31

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			N2NE	9	7N	20W	RAVALLI
2			NENW	9	7N	20W	RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

136837-00 136847-00

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 06/19/2002.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 138094-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CATHERINE P DAVIS

**PO BOX 265** 

FLORENCE, MT 59833

**Priority Date:** APRIL 1, 1905

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 90.56 GPM

\*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: 8.00

Source Name: BITTERROOT RIVER
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 NESESW 24 10N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** MILLS DITCH

Period of Use: MAY 1 TO OCTOBER 15

\*Place of Use:

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	1.11		S2S2SENW	12	10N	20W	RAVALLI
2	6.89		N2N2NESW	12	10N	20W	RAVALLI

#### \*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>

**Total:** 8.00

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

138094-00 138095-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/23/2013: MAXIMUM ACRES, FLOW RATE.

THE MAXIMUM ACRES AND FLOW RATE WERE AMENDED BY THE CLAIMANT ON 08/23/2013 PURSUANT TO SECTION 85-2-233(6), MCA.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 138095-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CATHERINE P DAVIS

**PO BOX 265** 

FLORENCE, MT 59833

**Priority Date:** APRIL 1, 1905

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER

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 NESESW 24 10N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE **Ditch Name:** MILLS DITCH

Period of Use: JANUARY 1 TO DECEMBER 31

## \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	County
1			S2S2SENW	12	10N	20W	RAVALLI
2			N2N2NESW	12	10N	20W	RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

138094-00 138095-00

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

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 142482-00 Page 1 of 5

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142482-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)

DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** JUNE 15, 1903

Type of Historical Right: FILED

Purpose(use): FISH AND WILDLIFE

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

**Volume:** 742.60 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Maximum Acres: 2,188.00

\*Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF SPRING CREEK

**Source Type:** SURFACE WATER

ALSO KNOWN AS SOUTH DRAIN

THE SOURCE IS WATER COLLECTED IN A DRAIN DITCH.

THE SOURCE CONSISTS OF COMMINGLED WATERS OF THE BITTERROOT RIVER, NORTH BURNT FORK CREEK, SWAMP CREEK, SPRING CREEK (ALSO KNOWN AS ROGMAN'S CREEK), THREEMILE CREEK, SUPPLY DITCH WATER, AND DIFFUSE

SURFACE WATER. SEE CLAIM FILE FOR MORE INFORMATION.

\*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 NENENW 14 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DRAIN DITCH

WATER DIVERTED FROM SOUTH DRAIN IS CONVEYED TO SPRING CREEK WHICH IS USED AS A NATURAL CARRIER TO CONVEY WATER TO THE PLACE OF USE.

Reservoir: ONSTREAM Reservoir Name: POTATO CELLAR POND

Govt Lot Qtr Sec Sec Twp Rge County
S2NESE 2 9N 20W RAVALLI

Diversion to Reservoir:

Dam Height:

Depth:

10.00 FEET

10.00 FEET

10.00 FEET

9.10 ACRES

Capacity:

36.40 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 9

Govt Lot Qtr Sec Sec Twp Rge County

SE 3 9N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 13.40 FEET

Depth: 13.40 FEET

Surface Area: 10.00 ACRES

Capacity: 53.60 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 5

Govt Lot Qtr Sec Sec Twp Rge County

W2 11 9N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 1Dam Height:7.20 FEETDepth:7.20 FEETSurface Area:51.46 ACRESCapacity:152.02 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 6

Govt Lot Qtr Sec Sec Twp Rge County

NENW 11 9N 20W RAVALLI

Diversion to Reservoir:

Dam Height:
4.30 FEET

11.58 ACRES

Capacity:
17.43 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 3

Govt Lot Qtr Sec Sec Twp Rge County

SESW 11 9N 20W RAVALLI

Diversion to Reservoir:

Dam Height:
9.50 FEET

Pepth:
9.50 FEET

9.50 FEET

20.56 ACRES

Capacity:
91.62 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND A

Govt Lot Qtr Sec Sec Twp Rge County

NE 10 9N 20W RAVALLI

Diversion to Reservoir:

Dam Height:

2.80 FEET

2.80 FEET

2.80 FEET

3.80 FEET

4.40 ACRES

4.20 Capacity:

12.80 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 8

Govt Lot Qtr Sec Sec Twp Rge County
S2 2 9N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 1Dam Height:10.20 FEETDepth:10.20 FEETSurface Area:69.21 ACRES

Capacity: 191.13 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 10

 $\begin{array}{c|cccc} \underline{Govt\ Lot} & \underline{Qtr\ Sec} & \underline{Sec} & \underline{Twp} & \underline{Rge} & \underline{County} \\ \hline 2 & 9N & 20W & RAVALLI \end{array}$ 

Diversion to Reservoir: DIVERSION # 1
12.50 FEET
Surface Area: 170.23 ACRES

Capacity: 551.64 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 11

 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 SW
 36
 10N
 20W
 RAVALLI

Diversion to Reservoir:DIVERSION # 1Dam Height:8.28 FEETDepth:8.30 FEETSurface Area:24.69 ACRESCapacity:52.05 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 7

Govt Lot Qtr Sec Sec Twp Rge County

NENW 11 9N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 1Dam Height:5.90FEETDepth:5.90FEETSurface Area:2.21ACRESCapacity:3.77ACRE-FEET

Reservoir Name: POND 4 ONSTREAM Reservoir:

> **Govt Lot** Qtr Sec Sec Twp Rge County E2SW 20W RAVALLI 9N 11

> > 18.67 ACRE-FEET

DIVERSION #1 **Diversion to Reservoir:** 4.80 FEET Dam Height: Depth: 4.80 FEET **Surface Area:** 12.50 ACRES Capacity:

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

JANUARY 1 TO DECEMBER 31 Period of Use:

## \*Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			E2	2	9N	20W	RAVALLI
2			W2	2	9N	20W	RAVALLI
3			E2	3	9N	20W	RAVALLI
4			E2SW	3	9N	20W	RAVALLI
5			E2	10	9N	20W	RAVALLI
6			E2	11	9N	20W	RAVALLI
7			W2	11	9N	20W	RAVALLI
8			NW	14	9N	20W	RAVALLI
9			NE	15	9N	20W	RAVALLI
10			S2	35	10N	20W	RAVALLI
11			NE	36	10N	20W	RAVALLI
12			W2	36	10N	20W	RAVALLI

## Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/22/2009: VOLUME, TOTAL

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 142483-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## IMPORTANT NOTICE

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142483-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)

DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** MAY 10, 1930

Type of Historical Right: USE

Purpose(use): FISH AND WILDLIFE

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

Volume: 49.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Maximum Acres: 209.00

Source Name: THREEMILE CREEK
Source Type: SURFACE WATER

THE SOURCE CONSISTS OF COMMINGLED WATERS OF THE BITTERROOT RIVER, NORTH BURNT FORK CREEK, SWAMP CREEK, SPRING CREEK (ALSO KNOWN AS ROGMAN'S CREEK), THREEMILE CREEK, SUPPLY DITCH WATER, AND DIFFUSE

SURFACE WATER. SEE CLAIM FILE FOR MORE INFORMATION.

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 SESWNW 36 10N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

2 SENWSW 36 10N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

Reservoir: ONSTREAM Reservoir Name: POND 12

Govt Lot Qtr Sec Sec Twp Rge County

SW 36 10N 20W RAVALLI

Diversion to Reservoir:

Dam Height:

Depth:

6.40 FEET

6.40 FEET

6.40 FEET

52.01 ACRES

Capacity:

133.14 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: NORTH ISLAND SLOUGH

Govt Lot Qtr Sec Sec Twp Rge County
N2 36 10N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 10.50 FEET

Depth: 10.50 FEET

Surface Area: 18.50 ACRES

Capacity: 77.70 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 13

Govt Lot Qtr Sec Sec Twp Rge County

N2 36 10N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 1Dam Height:6.60 FEETDepth:6.60 FEETSurface Area:31.72 ACRESCapacity:83.74 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 11

Govt Lot Qtr Sec Sec Twp Rge County

SW 36 10N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 2
Dam Height: 8.28 FEET
Depth: 8.28 FEET
Surface Area: 24.69 ACRES
Capacity: 81.77 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			E2E2SW	35	10N	20W	RAVALLI
2			W2NE	36	10N	20W	RAVALLI
3			W2	36	10N	20W	RAVALLI

Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON THREEMILE CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 283, RAVALLI COUNTY.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142484-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)

DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

Priority Date: JULY 13, 1960

\*Type of Historical Right: FILED

Purpose(use): FISH AND WILDLIFE

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

Volume: 49.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Source Name: THREEMILE CREEK

Source Type: SURFACE WATER

THE SOURCE CONSISTS OF COMMINGLED WATERS OF THE BITTERROOT RIVER, NORTH BURNT FORK CREEK, SWAMP CREEK, SPRING CREEK (ALSO KNOWN AS ROGMAN'S CREEK), THREEMILE CREEK, SUPPLY DITCH WATER, AND DIFFUSE

SURFACE WATER. SEE CLAIM FILE FOR MORE INFORMATION.

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 NENESE 2 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

2 SENWSW 36 10N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

Reservoir: ONSTREAM Reservoir Name: POND 11

Govt Lot Sec Sec Twp Rge County
SW 36 10N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 8.28 FEET

Depth: 8.28 FEET

Surface Area: 24.69 ACRES

Capacity: 81.77 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 13

Govt Lot Qtr Sec Sec Twp Rge County
N2 36 10N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 2

Dam Height: 6.60 FEET

Depth: 6.60 FEET

Surface Area: 31.72 ACRES

Capacity: 83.74 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: NORTH ISLAND SLOUGH

 $\begin{array}{c|cccc} \underline{\textbf{Govt Lot}} & & \underline{\textbf{Qtr Sec}} & \underline{\textbf{Sec}} & \underline{\textbf{Twp}} & \underline{\textbf{Rge}} & \underline{\textbf{County}} \\ & & \text{N2} & 36 & 10\text{N} & 20\text{W} & \text{RAVALLI} \end{array}$ 

Diversion to Reservoir:DIVERSION # 2Dam Height:10.50FEETDepth:10.50FEETSurface Area:18.50ACRESCapacity:77.70ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 12

Govt Lot Qtr Sec Sec Twp Rge County
W2 36 10N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 2Dam Height:6.40 FEETDepth:6.40 FEETSurface Area:52.01 ACRESCapacity:133.14 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>
1			NE	2	9N	20W	RAVALLI
2			SE	2	9N	20W	RAVALLI
3			E2E2E2	35	10N	20W	RAVALLI
4			W2NE	36	10N	20W	RAVALLI
5			W2	36	10N	20W	RAVALLI

Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON THREEMILE CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 283, RAVALLI COUNTY.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 142485-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142485-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)

DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** DECEMBER 10, 1963

Type of Historical Right: USE

Purpose(use): FISH AND WILDLIFE

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

**Volume:** 1,120.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Maximum Acres: 209.00

Source Name: THREEMILE 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 SESWNW 36 10N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

2 SENWSW 36 10N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

Reservoir: ONSTREAM Reservoir Name: POND 12

Govt Lot Qtr Sec Sec Twp Rge County
W2 36 10N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height:6.40FEETDepth:6.40FEETSurface Area:52.01ACRESCapacity:133.14ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: NORTH ISLAND SLOUGH

Govt Lot Qtr Sec Sec Twp Rge County
N2 36 10N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 10.50 FEET

Depth: 10.50 FEET

Surface Area: 18.50 ACRES

Capacity: 77.70 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 13

Govt Lot Qtr Sec Sec Twp Rge County
N2 36 10N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 6.60 FEET

Depth: 6.60 FEET

Surface Area: 31.72 ACRES

Capacity: 83.74 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 11

Govt Lot SW Sec Sec Twp Rge County RAVALLI

Diversion to Reservoir:DIVERSION # 2Dam Height:8.28 FEETDepth:8.28 FEETSurface Area:24.69 ACRES

Capacity: 81.77 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

**Govt Lot** ID Acres Qtr Sec <u>Sec</u> Twp Rge County 1 E2E2SW 10N 20W RAVALLI 35 2 W2NE 36 10N 20W RAVALLI 3 W2 36 10N 20W RAVALLI

Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON THREEMILE CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 283, RAVALLI COUNTY.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 142486-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142486-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)

DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

Priority Date: APRIL 5, 1882

TWO DECREED RIGHTS FROM CASE 556, RAVALLI COUNTY, HAVE BEEN COMBINED UNDER THIS CLAIM. SEE CLAIM FILE FOR MORE INFORMATION.

Type of Historical Right: DECREED

Purpose(use): FISH AND WILDLIFE

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

**Volume:** 1.060.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Maximum Acres: 1.837.00

\*Source Name: BURNT FORK CREEK
Source Type: SURFACE WATER

THE SOURCE CONSISTS OF COMMINGLED WATERS OF THE BITTERROOT RIVER, NORTH BURNT FORK CREEK, SWAMP CREEK, SPRING CREEK (ALSO KNOWN AS ROGMAN'S CREEK), THREEMILE CREEK, SUPPLY DITCH WATER, AND DIFFUSE

SURFACE WATER. SEE CLAIM FILE FOR MORE INFORMATION.

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 SWNWSE 15 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DITCH

\*Reservoir: ONSTREAM Reservoir Name: POND B

Govt Lot Qtr Sec Sec Twp Rge County

NE 15 9N 20W RAVALLI

Diversion to Reservoir:

Dam Height:
4.50 FEET

4.50 FEET

4.50 FEET

4.50 FEET

7.74 ACRES

Capacity:
4.76 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND D

Govt Lot Qtr Sec Sec Twp Rge County

NWNE 10 9N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 6.30 FEET

Depth: 6.30 FEET

Surface Area: 2.54 ACRES

Capacity: 6.40 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: FRANCOIS SLOUGH

Govt Lot Qtr Sec Sec Twp Rge County

E2 15 9N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 1Dam Height:5.70 FEETDepth:5.70 FEETSurface Area:4.97 ACRESCapacity:8.30 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: NORTH OXBOW SLOUGH

Govt Lot Qtr Sec Sec Twp Rge County

E2SW 35 10N 20W RAVALLI

Diversion to Reservoir:

Dam Height:

Depth:

Surface Area:

Capacity:

DIVERSION # 1

10.50 FEET

10.50 FEET

18.78 ACRES

88.63 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: BARN SLOUGH

Govt Lot Qtr Sec Sec Twp Rge County

E2 10 9N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 1Dam Height:5.60 FEETDepth:5.60 FEETSurface Area:15.40 ACRESCapacity:39.69 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

## \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	<b>County</b>
1				2	9N	20W	RAVALLI
2			SENE	3	9N	20W	RAVALLI
3			SE	3	9N	20W	RAVALLI
4			NE	10	9N	20W	RAVALLI
5			N2NESE	10	9N	20W	RAVALLI
6			E2	15	9N	20W	RAVALLI
7			SE	35	10N	20W	RAVALLI
8			E2SW	35	10N	20W	RAVALLI
9			W2NE	36	10N	20W	RAVALLI
10			W2	36	10N	20W	RAVALLI

#### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE PLACE OF USE DESCRIBED IN CASE NO. 556 , RAVALLI COUNTY, IS INCONSISTENT WITH THE CLAIMED PLACE OF USE.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142487-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)

DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

Priority Date: OCTOBER 1, 1882

Type of Historical Right: DECREED

Purpose(use): FISH AND WILDLIFE

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

**Volume:** 742.50 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Maximum Acres: 1,837.00

\*Source Name: BURNT FORK 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 SENWSW 11 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

2 - SECONDARY SWNWSE 15 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DITCH

NORTH BURNT FORK CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM BURNT FORK CREEK TO THE SECONDARY POINT(S) OF

DIVERSION, DIVERSION NO(S). 2.

\*Reservoir: ONSTREAM Reservoir Name: POND B

Govt Lot Qtr Sec Sec Twp Rge County

NE 15 9N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 2

Dam Height: 4.50 FEET

Depth: 4.50 FEET

Surface Area: 7.74 ACRES

Capacity: 14.76 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND D

Govt Lot Qtr Sec Sec Twp Rge County

NWNE 10 9N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 2Dam Height:6.30 FEETDepth:6.30 FEETSurface Area:2.54 ACRESCapacity:6.40 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: FRANCOIS SLOUGH

Govt Lot Qtr Sec Sec Twp Rge County

E2 15 9N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 2Dam Height:5.70 FEETDepth:5.70 FEETSurface Area:4.97 ACRESCapacity:8.30 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: NORTH OXBOW SLOUGH

Govt Lot Qtr Sec Sec Twp Rge County

E2SW 35 10N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 2Dam Height:10.50 FEETDepth:10.50 FEETSurface Area:18.78 ACRESCapacity:88.63 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: BARN SLOUGH

Govt Lot Qtr Sec Sec Twp Rge County

E2 10 9N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 2Dam Height:5.60FEETDepth:5.60FEETSurface Area:15.40ACRESCapacity:39.69ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

## \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1				2	9N	20W	RAVALLI
2			SENE	3	9N	20W	RAVALLI
3			SE	3	9N	20W	RAVALLI
4			NE	10	9N	20W	RAVALLI
5			N2NESE	10	9N	20W	RAVALLI
6			W2	11	9N	20W	RAVALLI
7			NWNW	14	9N	20W	RAVALLI
8			E2	15	9N	20W	RAVALLI
9			SE	35	10N	20W	RAVALLI
10			E2SW	35	10N	20W	RAVALLI
11			W2NE	36	10N	20W	RAVALLI
12			W2	36	10N	20W	RAVALLI

#### Remarks:

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE PLACE OF USE DESCRIBED IN CASE NO. 556, RAVALLI COUNTY, IS INCONSISTENT WITH THE CLAIMED PLACE OF USE.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 142487-00 Page 4 of 4

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142488-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)

DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** DECEMBER 10, 1963

Type of Historical Right: USE

Purpose(use): FISH AND WILDLIFE

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

**Volume:** 1,445.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Maximum Acres: 1,837.00

\*Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BURNT FORK CREEK

**Source Type:** SURFACE WATER

ALSO KNOWN AS DRAIN NO. 1

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 NESE 15 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DRAIN DITCH

\*Reservoir: ONSTREAM Reservoir Name: POND B

Govt Lot Qtr Sec Sec Twp Rge County

NE 15 9N 20W RAVALLI

Diversion to Reservoir:

Dam Height:
4.50 FEET

4.50 FEET

4.50 FEET

4.50 FEET

7.74 ACRES

Capacity:
4.76 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND D

Govt Lot Qtr Sec Sec Twp Rge County

NWNE 10 9N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 6.30 FEET

Depth: 6.30 FEET

Surface Area: 2.54 ACRES

Capacity: 6.40 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: FRANCOIS SLOUGH

Govt Lot Qtr Sec Sec Twp Rge County

E2 15 9N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 1Dam Height:5.70 FEETDepth:5.70 FEETSurface Area:4.97 ACRESCapacity:8.30 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: NORTH OXBOW SLOUGH

Govt Lot Qtr Sec Sec Twp Rge County
E2SW 35 10N 20W RAVALLI

Diversion to Reservoir:

Dam Height:

Depth:

Surface Area:

Capacity:

DIVERSION # 1

10.50 FEET

10.50 FEET

18.78 ACRES

ACRES

99.63 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: BARN SLOUGH

Govt Lot Qtr Sec Sec Twp Rge County

E2 10 9N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 1Dam Height:5.60FEETDepth:5.60FEETSurface Area:15.40ACRESCapacity:39.69ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

## \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1				2	9N	20W	RAVALLI
2			E2	3	9N	20W	RAVALLI
3			SW	3	9N	20W	RAVALLI
4			E2	10	9N	20W	RAVALLI
5			NW	11	9N	20W	RAVALLI
6			SW	11	9N	20W	RAVALLI
7			NWNW	14	9N	20W	RAVALLI
8			NE	15	9N	20W	RAVALLI
9			NESE	15	9N	20W	RAVALLI
10			NWSE	15	9N	20W	RAVALLI
11			S2	35	10N	20W	RAVALLI
12			NWNE	36	10N	20W	RAVALLI
13			W2	36	10N	20W	RAVALLI

## Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/29/2009: FLOW RATE, PLACE OF USE. POINT OF DIVERSION.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 142488-00 Page 4 of 4

DECEMBER 4, 2015 76H 142489-00 Page 1 of 4

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142489-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)

DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** NOVEMBER 13, 1957

Type of Historical Right: USE

Purpose(use): FISH AND WILDLIFE

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

**Volume:** 1,306.60 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Maximum Acres: 2,188.00

Source Name: SPRING, UNNAMED TRIBUTARY OF SPRING CREEK

Source Type: SURFACE WATER

SOURCE IS COMPOSED OF SEVERAL UNDEVELOPED SPRINGS WITHIN THE

POINT OF DIVERSION LEGAL LAND DESCRIPTION.

ALSO KNOWN AS ROGMAN'S CREEK

THE SOURCE CONSISTS OF COMMINGLED WATERS OF THE BITTERROOT RIVER, NORTH BURNT FORK CREEK, SWAMP CREEK, SPRING CREEK (ALSO KNOWN AS ROGMAN'S CREEK), THREEMILE CREEK, SUPPLY DITCH WATER, AND DIFFUSE

SURFACE WATER. SEE CLAIM FILE FOR MORE INFORMATION.

\*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 NWNWSW 14 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DITCH

Ditch Name: WARBURTON DITCH

Reservoir Name: POND 3 ONSTREAM \*Reservoir:

> **Govt Lot Qtr Sec** Sec Twp Rge County

SESW 20W RAVALLI 11 9N

DIVERSION #1 **Diversion to Reservoir:** 9.50 FEET Dam Height: 9.50 FEET Depth: **Surface Area:** 20.56 ACRES 91.62 ACRE-FEET Capacity:

Reservoir Name: POND 4 \*Reservoir: ONSTREAM

> Qtr Sec Sec **Govt Lot** Twp Rge County

E2SW 11 20W RAVALLI 9N

DIVERSION #1 **Diversion to Reservoir:** 4.80 FEET Dam Height: 4.80 FEET Depth: 12.51 ACRES **Surface Area:** Capacity: 18.67 ACRE-FEET

ONSTREAM Reservoir Name: POND 5 \*Reservoir:

> **Govt Lot** Qtr Sec Sec Twp Rge County

20W RAVALLI W2 11 9N

**DIVERSION #1 Diversion to Reservoir:** 7.20 FEET Dam Height: 7.20 FEET Depth: 51.46 ACRES **Surface Area:** 152.02 ACRE-FEET Capacity:

**ONSTREAM** Reservoir Name: POND 6 \*Reservoir:

> Qtr Sec **Govt Lot Sec** <u>Twp</u> Rge County

**NENW** 11 9N 20W RAVALLI

**DIVERSION #1 Diversion to Reservoir:** 4.30 FEET Dam Height: 4.30 FEET Depth: **Surface Area:** 11.58 ACRES Capacity: 17.43 ACRE-FEET

**ONSTREAM** Reservoir Name: POND A \*Reservoir:

> **Govt Lot** Qtr Sec Sec Twp Rge County

> > NE 10 9N 20W RAVALLI

**DIVERSION #1 Diversion to Reservoir:** 2.80 FEET Dam Height: 2.80 FEET Depth: **Surface Area:** 11.40 ACRES **Capacity:** 12.80 ACRE-FEET \*Reservoir: ONSTREAM Reservoir Name: POND 10

Govt Lot Qtr Sec Sec Twp Rge County
2 9N 20W RAVALLI

Diversion to Reservoir:

Dam Height:

12.50 FEET

12.50 FEET

12.50 FEET

12.50 FEET

170.23 ACRES

Capacity:

551.64 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND 11

Govt Lot Sec Sec Twp Rge County
SW 36 10N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 8.28 FEET

Depth: 8.28 FEET

Surface Area: 24.69 ACRES

Capacity: 52.05 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND 12

Govt Lot Qtr Sec Sec Twp Rge County

W2 36 10N 20W RAVALLI

Diversion to Reservoir:

Dam Height:
6.40 FEET
6.40 FEET
6.40 FEET
Surface Area:
52.01 ACRES
Capacity:
133.22 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND 8

Govt Lot Qtr Sec Sec Twp Rge County

S2 2 9N 20W RAVALLI

Diversion to Reservoir:

Dam Height:

Depth:

Surface Area:

Capacity:

DIVERSION # 1

10.20 FEET

10.20 FEET

69.21 ACRES

40.21 ACRES

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1				2	9N	20W	RAVALLI
2			E2	3	9N	20W	RAVALLI
3			SW	3	9N	20W	RAVALLI
4			E2	10	9N	20W	RAVALLI
5				11	9N	20W	RAVALLI
6			NW	14	9N	20W	RAVALLI

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
7			NENE	15	9N	20W	RAVALLI
8			SESE	34	10N	20W	RAVALLI
9			S2	35	10N	20W	RAVALLI
10			NE	36	10N	20W	RAVALLI
11			W2	36	10N	20W	RAVALLI

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/13/2009: POINT OF DIVERSION, PLACE OF USE, MEANS OF DIVERSION, FLOW RATE, VOLUME.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 142490-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142490-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)

DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** DECEMBER 10, 1963

**Type of Historical Right: USE** 

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.00 CFS

\*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: 67.00

\*Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF SPRING CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS DRAIN # 2

\*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 NENENE 11 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** DRAIN DITCH

Period of Use: APRIL 1 TO OCTOBER 31

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>	
1	31.00		S2SE	2	9N	20W	RAVALLI	
2	36.00		NE	11	9N	20W	RAVALLI	
Total:	67.00							

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/22/2009: PURPOSE, PLACE OF USE, FLOW RATE, VOLUME.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142491-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)

DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** MAY 15, 1953

Type of Historical Right: FILED

Purpose(use): FISH AND WILDLIFE

Flow Rate: 5.00 CFS

PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.

**Volume:** 301.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Maximum Acres: 1,644.00

Source Name: SPRING, UNNAMED TRIBUTARY OF BITTERROOT RIVER

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 NENESE 10 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1			E2	2	9N	20W	RAVALLI
2			W2	2	9N	20W	RAVALLI
3			E2	3	9N	20W	RAVALLI

<u>ID</u>	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
4			SW	3	9N	20W	RAVALLI
5			E2	10	9N	20W	RAVALLI
6			W2	11	9N	20W	RAVALLI
7			E2	36	9N	20W	RAVALLI
8			S2	35	10N	20W	RAVALLI
9			W2	36	10N	20W	RAVALLI

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/29/2009: POINT OF DIVERSION, SOURCE, PLACE OF USE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM CANNOT BE DETERMINED AND THE FLOW RATE REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED FLOW RATE CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE FLOW RATE WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

THE VOLUME OF THIS CLAIM CANNOT BE DETERMINED FROM AVAILABLE INFORMATION, AND VOLUME REMAINS AS ORIGINALLY CLAIMED. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 142492-00 Page 1 of 3

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142492-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)

DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

Priority Date: APRIL 1, 1952

Type of Historical Right: FILED

Purpose(use): FISH AND WILDLIFE

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

**Volume:** 212.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Maximum Acres: 1,029.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF SPRING CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS ROGMAN'S CREEK

THE SOURCE CONSISTS OF COMMINGLED WATERS OF THE BITTERROOT RIVER, NORTH BURNT FORK CREEK, SWAMP CREEK, SPRING CREEK (ALSO KNOWN AS ROGMAN'S CREEK), THREEMILE CREEK, SUPPLY DITCH WATER, AND DIFFUSE

SURFACE WATER. SEE CLAIM FILE FOR MORE INFORMATION.

\*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 3 N2NENW 2 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DIKE

Reservoir: ONSTREAM Reservoir Name: POND 8

Govt Lot Sec Sec Twp Rge County
S2 2 9N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height:10.20FEETDepth:10.20FEETSurface Area:69.21ACRESCapacity:191.13ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 12

Govt Lot Qtr Sec Sec Twp Rge County
W2 36 10N 20W RAVALLI

Diversion to Reservoir:

Dam Height:

Comparison to Reservoir:

DIVERSION # 1

6.40 FEET

6.40 FEET

6.40 FEET

52.01 ACRES

Capacity:

133.22 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 11

Govt Lot SW 36 Twp Rge County RAVALLI

Diversion to Reservoir:DIVERSION # 1Dam Height:8.28 FEETDepth:8.28 FEETSurface Area:24.69 ACRES

Capacity: 52.05 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 10

 $\begin{array}{c|cccc} \underline{Govt\ Lot} & \underline{Qtr\ Sec} & \underline{Sec} & \underline{Twp} & \underline{Rge} & \underline{County} \\ & 2 & 9N & 20W & RAVALLI \end{array}$ 

Diversion to Reservoir:

Dam Height:

Depth:

Surface Area:

Capacity:

DIVERSION # 1

12.50 FEET

12.50 FEET

170.23 ACRES

ACRES

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	<b>County</b>
1				2	9N	20W	RAVALLI
2			E2NE	3	9N	20W	RAVALLI
3			NENE	10	9N	20W	RAVALLI
4			N2	11	9N	20W	RAVALLI
5			SESE	34	10N	20W	RAVALLI
6			S2	35	10N	20W	RAVALLI

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
7			W2NE	36	10N	20W	RAVALLI
8			W2	36	10N	20W	RAVALLI

### Remarks:

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION
OF THIS WATER RIGHT CLAIM.

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE
CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS
CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216,
311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233,
MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8,
W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA

### ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142493-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)

DENVER FEDERAL CENTER PO BOX 25486, MS #60189 DENVER, CO 80225 0486

**Priority Date:** JANUARY 29, 1947

Type of Historical Right: FILED

Purpose(use): FISH AND WILDLIFE

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

**Volume:** 2,162.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Maximum Acres: 1,544.00

Source Name: BITTERROOT RIVER
Source Type: SURFACE WATER

THE SOURCE CONSISTS OF COMMINGLED WATERS OF THE BITTERROOT RIVER, NORTH BURNT FORK CREEK, SWAMP CREEK, SPRING CREEK (ALSO KNOWN AS ROGMAN'S CREEK), THREEMILE CREEK, SUPPLY DITCH WATER, AND DIFFUSE

SURFACE WATER. SEE CLAIM FILE FOR MORE INFORMATION.

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 NWSWNE 10 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: MCPHERSON DITCH

2 SENESW 10 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Reservoir Name: POND D **ONSTREAM** Reservoir:

> **Govt Lot Qtr Sec** Sec Twp Rge County

NWNE 20W RAVALLI 10 9N

DIVERSION #1 Diversion to Reservoir: 6.30 FEET Dam Height: 6.30 FEET Depth: **Surface Area:** 2.54 ACRES Capacity: 6.40 ACRE-FEET

Reservoir Name: NORTH OXBOW SLOUGH Reservoir: ONSTREAM

> Sec **Govt Lot** Otr Sec Twp Rge County E2SW 35 10N 20W RAVALLI

DIVERSION #1 **Diversion to Reservoir:** Dam Height: 10.50 FEET 10.50 FEET Depth: 18.78 ACRES **Surface Area:** Capacity: 88.63 ACRE-FEET

ONSTREAM Reservoir Name: NORTH ISLAND SLOUGH Reservoir:

> **Govt Lot** Qtr Sec Sec Rge County Twp 20W RAVALLI N2 36 10N

**DIVERSION #1 Diversion to Reservoir:** 10.50 FEET Dam Height: 10.50 FEET Depth: 18.50 ACRES **Surface Area:** 77.70 ACRE-FEET Capacity:

**ONSTREAM** Reservoir Name: BARN SLOUGH Reservoir:

> Otr Sec **Govt Lot Sec** <u>Twp</u> Rge County E2 10 20W RAVALLI 9N

DIVERSION #2 **Diversion to Reservoir:** 5.60 FEET Dam Height: 5.60 FEET Depth: **Surface Area:** 15.40 ACRES Capacity: 39.69 ACRE-FEET

ONSTREAM Reservoir Name: POND C Reservoir:

> **Govt Lot** Qtr Sec Sec Twp Rge County

SENE 9N 20W RAVALLI

DIVERSION # 2 **Diversion to Reservoir:** 5.90 FEET Dam Height: 5.90 FEET Depth: **Surface Area:** 2.50 ACRES Capacity: 5.90 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1				2	9N	20W	RAVALLI
2			SENE	3	9N	20W	RAVALLI
3			SE	3	9N	20W	RAVALLI
4			NE	10	9N	20W	RAVALLI
5			N2NESE	10	9N	20W	RAVALLI
6			SE	35	10N	20W	RAVALLI
7			E2SW	35	10N	20W	RAVALLI
8			W2NE	36	10N	20W	RAVALLI
9			W2	36	10N	20W	RAVALLI

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/13/2009: POINT OF DIVERSION, VOLUME, PLACE OF USE.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BITTERROOT RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 1287, RAVALLI COUNTY.

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 142493-00 Page 4 of 4

DECEMBER 4, 2015 76H 142772-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142772-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MONTANA RAIL LINK INC

101 INTERNATIONAL WAY

PO BOX 16630

MISSOULA, MT 59808

**Priority Date:** APRIL 26, 1954

Type of Historical Right: FILED

Purpose(use): INDUSTRIAL

Purpose Clarification: VICTOR STOCKYARD

Flow Rate: 12.00 GPM Volume: 0.30 AC-FT

\*Source Name: GROUNDWATER

Source Type: GROUNDWATER

\*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 SESESE 28 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1SESESE288N20WRAVALLI

### Remarks:

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THIS CLAIM INDICATES A FLOW RATE OF 10.00 GPM.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142773-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: MONTANA RAIL LINK INC

101 INTERNATIONAL WAY

PO BOX 16630

MISSOULA, MT 59808

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): INDUSTRIAL

Flow Rate: Volume:

**Source Name:** GROUNDWATER **Point of Diversion and Means of Diversion:** 

Period of Use: Place of Use:

### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 11/09/1998.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

DECEMBER 4, 2015 76H 142778-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142778-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MONTANA RAIL LINK INC

101 INTERNATIONAL WAY

PO BOX 16630

MISSOULA, MT 59808

**Priority Date:** JANUARY 6, 1931

Type of Historical Right: USE

Purpose(use): INDUSTRIAL

Purpose Clarification: STEVENSVILLE STOCKYARD

Flow Rate: 5.00 GPM

Volume: 1.50 AC-FT

\*Source Name: GROUNDWATER

Source Type: GROUNDWATER

\*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 2 NESWNW 26 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty12NESWNW269N20WRAVALLI

### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 142779-00 Page 1 of 1

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 142779-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: MONTANA RAIL LINK INC

101 INTERNATIONAL WAY

PO BOX 16630

MISSOULA, MT 59808

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): INDUSTRIAL

Flow Rate: Volume:

**Source Name:** GROUNDWATER **Point of Diversion and Means of Diversion:** 

Period of Use: Place of Use:

### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 11/09/1998.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

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DECEMBER 4, 2015 76H 146774-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146774-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DAVID BAUMANN

PO BOX 1090

CORVALLIS, MT 59828

\*Priority Date: DECEMBER 31, 1952

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 280.00 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 20.00

\*Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

THE SOURCE IS WATER COLLECTED ALONG THE ENTIRE LENGTH OF THE SLOUGH WITHIN THE POINT OF DIVERSION LEGAL LAND DESCRIPTION.

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 N2NESE 7 6N 20W RAVALLI

Period of Diversion: APRIL 15 TO NOVEMBER 15

**Diversion Means:** PUMP

POINT OF DIVERSION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND

DESCRIPTION.

Period of Use: APRIL 15 TO NOVEMBER 15

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>	
1	20.00		N2NESE	7	6N	20W	RAVALLI	
Total:	20.00							

### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 146780-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146780-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: WALTER R GEORGE

\*\*\*DECEASED\*\*\* 493 GRANT LN

HAMILTON, MT 59840

MURIEL W GEORGE 493 GRANT LN

HAMILTON, MT 59840

\*Priority Date: DECEMBER 31, 1936

\*Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER

Flow Rate: 1.00 CFS

\*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: 40.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

\*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 SESENE 6 5N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 30

**Diversion Means:** WELL

Subdivision: W AND R ADD TRACT/LOT: 13 BLOCK: 5

Period of Use: MAY 1 TO OCTOBER 30

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	5.00		SENE	6	5N	20W	RAVALLI
	Subdivision:	W AND R ADD	TRACT/L	OT: 4	BLO	CK: 5	
2	5.00		SENE	6	5N	20W	RAVALLI
	<b>Subdivision:</b>	W AND R ADD	TRACT/L	OT: 13	BLC	CK: 5	
3	20.00		SENE	6	5N	20W	RAVALLI
	Subdivision:	W AND R ADD	TRACT/L	OT: 14	BLC	CK: 5	
4	5.00		NESE	6	5N	20W	RAVALLI
	Subdivision:	W AND R ADD	TRACT/L	OT: 12	BLC	CK: 5	
5	5.00		NESE	6	5N	20W	RAVALLI
	Subdivision:	W AND R ADD	TRACT/L	OT: 5	BLOC	CK: 5	
Tota	<b>l:</b> 40.00						

### 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.

10143-00 146780-00 211708-00

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.

10144-00 146780-00 211706-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE PUMP CAPACITY. AVAILABLE DATA SUPPORT A FLOW RATE OF 250.00 GPM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/21/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY SUSAN K. FORTNER.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/21/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY KATHLEEN ZEIDLER TRUST.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/21/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JEFFERY T. FORTNER.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/21/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY DOUGLAS R. FORTNER AND AIMEE E. FORTNER.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/21/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY CHERYL A. OLSON, THOMAS WANKEL, JAMES WANKEL.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/21/2013 , A PORTION
OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY CINDY
FORTNER-DAYTON.

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146798-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ALBERT J LARGHI

977 HWY 93 S

HAMILTON, MT 59840

\*Priority Date: DECEMBER 31, 1962

\*Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER

\*Flow Rate: 2.23 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 59.00

\*Source Name: BITTERROOT RIVER
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 SESWNW 13 5N 21W RAVALLI

\*Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** PUMP

Period of Use: APRIL 1 TO OCTOBER 1

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	10.00		NWSWNW	13	5N	21W	RAVALLI
2	9.00		SWSWNW	13	5N	21W	RAVALLI
3	40.00		SENE	14	5N	21W	RAVALLI
Total:	59.00						

### 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.

107689-00 146796-00 146797-00 146798-00

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION
OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON BITTERROOT RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 1287, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 146832-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146832-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CORINNE R SMITH

28306 COUNTRY MEADOWS LN

KENNEWICK, WA 99338

MICHELLE R ALVES 4203 EDGEWATER WAY STEVENSVILLE, MT 59870

**DEVEN D OLSON** 

4203 EDGEWATER WAY STEVENSVILLE, MT 59870

CHRISTOPHER D SMITH

28306 COUNTRY MEADOWS LN

KENNEWICK, WA 99338

**KEVIN MYTTY** 

875 SWEENEY CREEK LOOP

FLORENCE, MT 59833

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

\*Priority Date: JULY 31, 1958

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 5.00 CFS

\*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: 225.09

Source Name: BITTERROOT RIVER
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 E2E2SW 10 9N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP

2 E2NENW 15 9N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** PUMP

PUMP IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.

Period of Use: APRIL 15 TO OCTOBER 15

### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	49.17		S2NW	10	9N	20W	RAVALLI
2	120.41		SW	10	9N	20W	RAVALLI
3	55.51		N2NW	15	9N	20W	RAVALLI
Total:	225.09						

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/26/2001: PUMP CAPACITY, PLACE OF USE.

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/29/2014, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY 6 POTENTIAL NEW OWNERS. SEE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. 179-126 , DATED 08/02/1979 APPEARS TO INDICATE 196.86 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON BITTERROOT RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 1287, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 146832-00 Page 3 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146868-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT H SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870 6623

SANDRA M SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870

**Priority Date:** JUNE 10, 1895

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 81.35 GPM

\*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: 57.00

\*Source Name: BURNT FORK 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

Period of Use: APRIL 1 TO OCTOBER 15

<u>ID</u>	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	22.50		NWSW	36	9N	20W	RAVALLI
2	10.00		N2SESW	36	9N	20W	RAVALLI
3	24.50		SWSW	36	9N	20W	RAVALLI
Total:	57.00						

### 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.

146868-00 146869-00 146870-00 146871-00 146872-00 146873-00 211192-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

146868-00 146877-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/13/2014: PERIOD OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146869-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SANDRA M SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870

**ROBERT H SANGSTER** 

3400 LOGAN LN

STEVENSVILLE, MT 59870 6623

Priority Date: MAY 20, 1882

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 184.00 GPM

\*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: 57.00

Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

Period of Use: APRIL 1 TO OCTOBER 15

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	22.50		NWSW	36	9N	20W	RAVALLI
2	10.00		N2SESW	36	9N	20W	RAVALLI
3	24.50		SWSW	36	9N	20W	RAVALLI
Total:	57.00						

### 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.

146868-00 146869-00 146870-00 146871-00 146872-00 146873-00 211192-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

146869-00 146878-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/13/2014: PERIOD OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA

### ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146870-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT H SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870 6623

SANDRA M SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870

**Priority Date:** JUNE 15, 1864

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 204.20 GPM

\*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: 57.00

Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

Period of Use: APRIL 1 TO OCTOBER 15

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	22.50		NWSW	36	9N	20W	RAVALLI
2	10.00		N2SESW	36	9N	20W	RAVALLI
3	24.50		SWSW	36	9N	20W	RAVALLI
Total:	57.00						

### 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.

146868-00 146869-00 146870-00 146871-00 146872-00 146873-00 211192-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

146870-00 146875-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/13/2014: PERIOD OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146871-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SANDRA M SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870

**ROBERT H SANGSTER** 

3400 LOGAN LN

STEVENSVILLE, MT 59870 6623

**Priority Date:** MAY 15, 1881

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 326.50 GPM

\*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: 57.00

Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

Period of Use: APRIL 1 TO OCTOBER 15

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	22.50		NWSW	36	9N	20W	RAVALLI
2	10.00		N2SESW	36	9N	20W	RAVALLI
3	24.50		SWSW	36	9N	20W	RAVALLI
Total:	57.00						

#### 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.

146868-00 146869-00 146870-00 146871-00 146872-00 146873-00 211192-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

146871-00 146876-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/13/2014: PERIOD OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146872-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SANDRA M SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870

**ROBERT H SANGSTER** 

3400 LOGAN LN

STEVENSVILLE, MT 59870 6623

Priority Date: JUNE 26, 1952

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.50 CFS

\*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: 45.00

\*Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

THE SOURCE IS WATER COLLECTED IN A DRAIN DITCH.

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 NESWSW 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 15

**Diversion Means:** DITCH

Ditch Name: WILLOUGHBY DITCH
Period of Use: APRIL 1 TO OCTOBER 15

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	27.50		NWSW	36	9N	20W	RAVALLI
2	17.50		SWSW	36	9N	20W	RAVALLI
Total:	45.00						

### 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.

146868-00 146869-00 146870-00 146871-00 146872-00 146873-00 211192-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/13/2014: POINT OF DIVERSION, PERIOD OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

CLAIM NOS. 146872-00 AND 211192-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 146872-00, 211192-00, 147464-00, 147467-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA

### ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146873-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SANDRA M SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870

**ROBERT H SANGSTER** 

3400 LOGAN LN

STEVENSVILLE, MT 59870 6623

Priority Date: JUNE 1, 1883

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 230.01 GPM

\*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: 57.00

Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

Period of Use: APRIL 1 TO OCTOBER 15

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	22.50		NWSW	36	9N	20W	RAVALLI
2	10.00		N2SESW	36	9N	20W	RAVALLI
3	24.50		SWSW	36	9N	20W	RAVALLI
Total:	57.00						

#### 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.

146868-00 146869-00 146870-00 146871-00 146872-00 146873-00 211192-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

146873-00 146874-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/13/2014: PERIOD OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, PERIOD OF USE.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 146874-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146874-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT H SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870 6623

SANDRA M SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870

**Priority Date:** JUNE 1, 1883

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

Period of Use: JANUARY 1 TO DECEMBER 31

<u> 110</u>	Acres	GOVI LOI	Qu' sec	Sec	<u> 1 wp</u>	<u>Kge</u>	County
1			SESW	36	9N	20W	RAVALLI
2			SWSW	36	9N	20W	RAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

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

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 146875-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146875-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT H SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870 6623

SANDRA M SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870

**Priority Date:** JUNE 15, 1864

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

Period of Use: JANUARY 1 TO DECEMBER 31

<u> 11</u>	Acres	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>I wp</u>	<u> Kge</u>	County
1			SESW	36	9N	20W	RAVALLI
2			SWSW	36	9N	20W	RAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

146870-00 146875-00

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

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 146876-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146876-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SANDRA M SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870

**ROBERT H SANGSTER** 

3400 LOGAN LN

STEVENSVILLE, MT 59870 6623

**Priority Date:** MAY 15, 1881

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

Period of Use: JANUARY 1 TO DECEMBER 31

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			SESW	36	9N	20W	RAVALLI
2			SWSW	36	9N	20W	RAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

146871-00 146876-00

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

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 146877-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146877-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT H SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870 6623

SANDRA M SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870

**Priority Date:** JUNE 10, 1895

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: BURNT FORK 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

Period of Use: JANUARY 1 TO DECEMBER 31

<u>m</u>	Acres	Govi Loi	Qu'sec	Sec	<u> 1 wp</u>	<u>nge</u>	County
1			SESW	36	9N	20W	RAVALLI
2			SWSW	36	9N	20W	RAVALLI

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### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

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

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 146878-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146878-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ROBERT H SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870 6623

SANDRA M SANGSTER

3400 LOGAN LN

STEVENSVILLE, MT 59870

**Priority Date:** MAY 20, 1882

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

Period of Use: JANUARY 1 TO DECEMBER 31

<u>ID</u>	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			SESW	36	9N	20W	RAVALLI
2			SWSW	36	9N	20W	RAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

146869-00 146878-00

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

ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146883-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

\*Priority Date: DECEMBER 31, 1923

Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

\*Flow Rate: 414.80 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 24.40

\*Source Name: BITTERROOT RIVER
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 NESWNE 32 8N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** SPOONER DITCH

Period of Use: APRIL 15 TO OCTOBER 15

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	County
1	24.40		E2W2SE	29	8N	20W	RAVALLI
Total:	24.40						

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/06/1996: MAXIMUM ACRES, FLOW RATE.

THE MAXIMUM ACRES WAS AMENDED BY THE CLAIMANT ON 08/22/2014.

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON BITTERROOT RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 1287, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146884-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

**Priority Date:** JUNE 25, 1973

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 175.00 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 25.00

Source Name: BITTERROOT RIVER
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 N2SWSE 29 8N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 15

**Diversion Means:** PUMP

Period of Use: APRIL 1 TO OCTOBER 15

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty125.00W2SE298N20WRAVALLI

**Total:** 25.00

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/06/1996: MAXIMUM ACRES, PLACE OF USE, FLOW RATE.

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 08/22/2014.

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BITTERROOT RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 1287, RAVALLI COUNTY.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 146891-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUBLE FORK LLC

222 VIA MARNELL WAY LAS VEGAS, NV 89119

**Priority Date:** JUNE 25, 1973

Type of Historical Right: FILED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER

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 NESWSE 29 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** PUMP

2 W2SE 29 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

<u>ID</u>	Acres	Govt Lot	Qtr Sec	Sec	Twp	<u>Rge</u>	County	
1			W2SE	29	8N	20W	RAVALLI	

### Remarks:

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BITTERROOT RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 1287, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147268-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147268-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TEDDY M BERRYMAN

610 MICHIGAN ST MISSOULA, MT 59801

RAY I BERRYMAN PO BOX 1094

MISSOULA, MT 59801

Priority Date: OCTOBER 27, 1969

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

Volume: 120.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 15.00

\*Source Name: UNNAMED TRIBUTARY OF IRON CAP 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 NWSWNW 21 9N 19W RAVALLI

\*Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** DAM

\*Reservoir: ONSTREAM

Govt Lot Qtr Sec Sec Twp Rge County

NWSWNW 21 9N 19W RAVALLI

Diversion to Reservoir:

Dam Height:

Depth:

Surface Area:

Capacity:

DIVERSION # 1

12.00 FEET

9.00 FEET

0.90 ACRES

3.24 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY

DNRC.

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	10.00		W2SWNW	21	9N	19W	RAVALLI
2	5.00		NWNWSW	21	9N	19W	RAVALLI
Total:	15.00						

#### Remarks:

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/28/1995, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY KATHLEEN M. CASSON AND KIERAN S. FLYNN.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 06/18/2015, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY TEDDY M & FERN L BERRYMAN ETAL, PO BOX 838, NEWBERG, OR 97132-0838.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

USDA AERIAL PHOTOGRAPH NO(S). 379-049, 179-136, DATED 08/16/1979, 08/02/1979, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 37.00 TIMES THE CAPACITY OF THE RESERVOIR.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 147268-00 Page 3 of 3

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147270-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147270-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: M TAYLOR ORR

4099 OLD BEAR LN

STEVENSVILLE, MT 59870 6377

SALLY A ORR 4099 OLD BEAR LN

STEVENSVILLE, MT 59870 6377

Priority Date: JUNE 30, 1905

Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 1.58 CFS

\*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: 42.00

Source Name: AMBROSE 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 6 SWSWSE 12 9N 19W RAVALLI

Period of Diversion: MARCH 1 TO NOVEMBER 30

**Diversion Means:** HEADGATE **Ditch Name:** YOUNG DITCH

### \*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> 2 5 NESESW 12 9N 19W RAVALLI

Period of Diversion: MARCH 1 TO NOVEMBER 30

**Diversion Means:** HEADGATE

Ditch Name: YOUNG-PORCH DITCH

Period of Use: MARCH 1 TO NOVEMBER 30

### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	38.00		N2SE	11	9N	19W	RAVALLI
2	4.00		NESWSE	11	9N	19W	RAVALLI
Total:	42.00						

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/22/1996: PLACE OF USE, MAXIMUM ACRES, FLOW RATE, PERIOD OF USE.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147271-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147271-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BROWN VALLEY FAMILY RANCH

1715 THREE MILE CREEK RD STEVENSVILLE, MT 59870

\*Priority Date: APRIL 30, 1958

\*Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.50 CFS

\*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: 208.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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 SWNWNW 25 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** WELL

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	29.00		W2NW	25	10N	19W	RAVALLI
2	66.00		NE	26	10N	19W	RAVALLI
3	79.00		SE	26	10N	19W	RAVALLI

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>	
4	34.00		SW	26	10N	19W	RAVALLI	
Total:	208.00							

### 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.

147271-00 147272-00 99718-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/06/1989: POINT OF DIVERSION, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/22/1996: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, TYPE OF RIGHT.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/20/2004: PLACE OF USE, PERIOD OF USE.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147272-00 Page 1 of 3

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147272-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BROWN VALLEY FAMILY RANCH

1715 THREE MILE CREEK RD STEVENSVILLE, MT 59870

\*Priority Date: DECEMBER 31, 1867

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 3.15 CFS

\*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: 292.00

Source Name: THREEMILE 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 NWSWNE 24 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE
Ditch Name: PORCH DITCH

2 NENWNW 25 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE
Ditch Name: PORCH DITCH

### \*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> 3 SWNWNW 25 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE **Ditch Name:** PORCH DITCH

SWNESE 26 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE
Ditch Name: PORCH DITCH

POINT OF DIVERSION #1 IS PORCH HEADGATE A; P.O.D. #2 IS PORCH HEADGATE B; P.O.D. #3 IS PORCH HEADGATE C; AND P.O.D. #4 IS PORCH

HEADGATE D.

Period of Use: APRIL 1 TO OCTOBER 31

### Place of Use:

$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	19.00		S2SW	24	10N	19W	RAVALLI
2	29.00		W2NW	25	10N	19W	RAVALLI
3	66.00		NE	26	10N	19W	RAVALLI
4	144.00		SE	26	10N	19W	RAVALLI
5	34.00		SW	26	10N	19W	RAVALLI
Total:	292.00						

#### 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.

147271-00 147272-00 99718-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147272-00 215135-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/22/1996: POINT OF DIVERSION, PLACE OF USE, PERIOD OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/20/2004: PLACE OF USE, PERIOD OF USE.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147273-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARTHENS, KIMBERLY A TRUST

4776 STORE LN

STEVENSVILLE, MT 59870 6137

\*Priority Date: FEBRUARY 28, 1945

\*Type of Historical Right: FILED

\*Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

\*Flow Rate: 170.00 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*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: 10.00

\*Source Name: UNNAMED TRIBUTARY OF THREEMILE 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 NESWNW 33 10N 19W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** PUMP

Subdivision: SUNNYSIDE ORCHARDS NO 4 TRACT/LOT: 5 BLOCK: 21

Period of Use: MAY 1 TO SEPTEMBER 30

IDAcresGovt LotQtr SecSecTwpRgeCounty110.00NESWNW3310N19WRAVALLISubdivision:SUNNYSIDE ORCHARDS NO 4TRACT/LOT: 5BLOCK: 21

**Total:** 10.00

#### Remarks:

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AN AMENDMENT WAS RECEIVED ON 06/10/2014 REQUESTING TO AMEND THE MAXIMUM ACRES AND PLACE OF USE. THIS AMENDMENT HAS NOT BEEN IMPLEMENTED AS THERE ARE OWNERSHIP ISSUES THAT THE AMENDMENT DOES NOT RESOLVE.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 06/26/2006, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY KELSEY KEMPFERTY.

THE RAVALLI COUNTY WATER RESOURCES SURVEY ( 1958 ) APPEARS TO INDICATE 14.30 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147295-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147295-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: NORMA S MORGAN

529 THREE MILE CREEK RD STEVENSVILLE, MT 59870

MICHAEL R MORGAN

529 THREE MILE CREEK RD STEVENSVILLE, MT 59870

\*Priority Date: JUNE 19, 1960

\*Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 260.00 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 3 - MODERATE

Maximum Acres: 44.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF THREEMILE CREEK

Source Type: GROUNDWATER

\*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 6 S2NWSW 6 9N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** PIT

Subdivision: SUNNYSIDE ORCHARDS TRACT/LOT: 12 BLOCK: 5

PUMP IS SECONDARY MEANS OF DIVERSION.

Reservoir: ONSTREAM

Govt Lot Qtr Sec Sec Twp Rge County
6 S2NWSW 6 9N 19W RAVALLI

Diversion to Reservoir: DIVERSION # 1
Depth: 10.00 FEET
Surface Area: 0.50 ACRES
Capacity: 2.50 ACRE-FEET

THE CAPACITY HAS BEEN ESTIMATED BY DNRC.

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: MAY 15 TO OCTOBER 15

Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<b>Rge</b>	<b>County</b>
1	39.00	6	NWSW	6	9N	19W	RAVALLI
	<b>Subdivision:</b>	SUNNYSIDE	ORCHARDS	TRA	CT/LO	T: 9-12	BLOCK: 5
2	5.00	7	N2SWSW	6	9N	19W	RAVALLI
	<b>Subdivision:</b>	SUNNYSIDE	ORCHARDS	TRA	CT/LO	T: 13	BLOCK: 5
Total	44.00						

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/10/2014: PERIOD OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147295-00 Page 3 of 3

DECEMBER 4, 2015 76H 147298-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147298-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PATRICIA O RHODES

367 RHODES LN

STEVENSVILLE, MT 59870

SUTHERLIN LAND LLC 415 SPOONER CREEK LN STEVENSVILLE, MT 59870

LINDA J YOCUM

414 SPOONER CREEK LN STEVENSVILLE, MT 59870

MILTON DATSOPOULOS 201 W MAIN SUITE 201 MISSOULA, MT 59802

TIMOTHY R WHITE

414 SPOONER CREEK LN STEVENSVILLE, MT 59870

JON W RHODES \*\*\*DECEASED\*\*\* 367 RHODES LN

STEVENSVILLE, MT 59870

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

OWNER PATRICIA O RHODES RETAINED. CONTRACT FOR DEED INTEREST.

**Priority Date:** APRIL 1, 1872

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 4.00 CFS

Page 2 of 3

\*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: 130.00

Source Name: BITTERROOT RIVER
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 SWSENW 20 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

Period of Use: APRIL 1 TO OCTOBER 31

#### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	70.00		SE	27	8N	20W	RAVALLI
2	40.00		E2E2SW	27	8N	20W	RAVALLI
3	20.00		N2N2	34	8N	20W	RAVALLI
Total:	130.00						

DITCH AGREEMENT OF 1909, SUBMITTED WITH CLAIM, SUPPORTS CLAIMED

PLACE OF USE.

#### 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.

147298-00 147299-00 147301-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147298-00 147304-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 160 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 49006-00, 49012-00, 107709-00, 107720-00, 147298-00, 147304-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/15/2012, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY MARY RHODES-OSLER.

USDA AERIAL PHOTOGRAPH NO(S). 179-140, CNR-2P-173 , DATED 08/02/1979, 08/01/1955 , APPEARS TO INDICATE 85.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

PART OF THE CLAIMED PLACE OF USE MAY BE QUESTIONABLE. IT DOES NOT APPEAR THE PLACE OF USE ABOVE THE WOOD-PARKHURST DITCH CAN BE IRRIGATED FROM THE CLAIMED SOURCE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147299-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LAURA L PRICE

413 BUCK ST

STEVENSVILLE, MT 59870

JACOB R STEVENS 2323 KELSEY WAY

STEVENSVILLE, MT 59870

LINDA J YOCUM

414 SPOONER CREEK LN STEVENSVILLE, MT 59870

DANICA N STEVENS 2323 KELSEY WAY

STEVENSVILLE, MT 59870

JOHN S PRICE 413 BUCK ST

STEVENSVILLE, MT 59870

DOUGLAS J SCHOTT 2314 KELSEY LN

STEVENSVILLE, MT 59870

MICHAEL A HILL 2327 KELSEY WAY

STEVENSVILLE, MT 59870 6971

BARBARA A HILL 2327 KELSEY WAY

STEVENSVILLE, MT 59870 6971

TIMOTHY COOKE 2305 KELSEY LN

STEVENSVILLE, MT 59870

DECEMBER 4, 2015 76H 147299-00 Page 2 of 3

> TIMOTHY R WHITE 414 SPOONER CREEK LN STEVENSVILLE, MT 59870

JANET A SCHOTT 2314 KELSEY LN

STEVENSVILLE, MT 59870

JILL B COOKE 2305 KELSEY LN

STEVENSVILLE, MT 59870

BECK R CODY 2311 KELSEY WAY

STEVENSVILLE, MT 59870

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

Priority Date: DECEMBER 8, 1920

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 2.50 CFS

\*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: 80.00

\*Source Name: SPOONER 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 SESESE 27 8N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE **Ditch Name:** SPOONER DITCH

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

$\overline{\mathbf{D}}$	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	40.00		SESE	27	8N	20W	RAVALLI
2	40.00		NENE	34	8N	20W	RAVALLI
Total:	80.00						

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.

147298-00 147299-00 147301-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147299-00 147305-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE RAVALLI COUNTY WATER RESOURCES SURVEY FIELD NOTES (1957) APPEAR TO INDICATE 20.00 ACRES IRRIGATED BY WATER DIVERTED FROM SPOONER GULCH.

USDA AERIAL PHOTOGRAPH NO(S). 279-179 , DATED 08/02/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO. CNR-2P-73 , DATED 08/01/1955 APPEARS TO INDICATE 30.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

PART OF THE CLAIMED PLACE OF USE MAY BE QUESTIONABLE. IT DOES NOT APPEAR THE PLACE OF USE ABOVE THE CLAIMED DITCH CAN BE IRRIGATED FROM THE CLAIMED SOURCE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147300-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: DOUGLAS J SCHOTT

2314 KELSEY LN

STEVENSVILLE, MT 59870

DANICA N STEVENS 2323 KELSEY WAY

STEVENSVILLE, MT 59870

MICHAEL A HILL 2327 KELSEY WAY

STEVENSVILLE, MT 59870 6971

TIMOTHY COOKE 2305 KELSEY LN

STEVENSVILLE, MT 59870

JANET A SCHOTT 2314 KELSEY LN

STEVENSVILLE, MT 59870

BARBARA A HILL 2327 KELSEY WAY

STEVENSVILLE, MT 59870 6971

JILL B COOKE 2305 KELSEY LN

STEVENSVILLE, MT 59870

LINDA J YOCUM

414 SPOONER CREEK LN STEVENSVILLE, MT 59870

BECK R CODY 2311 KELSEY WAY

STEVENSVILLE, MT 59870

DECEMBER 4, 2015 76H 147300-00 Page 2 of 3

> JACOB R STEVENS 2323 KELSEY WAY STEVENSVILLE, MT 59870

JOHN S PRICE 413 BUCK ST

STEVENSVILLE, MT 59870

LAURA L PRICE 413 BUCK ST

STEVENSVILLE, MT 59870

TIMOTHY R WHITE 414 SPOONER CREEK LN STEVENSVILLE, MT 59870

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

Priority Date: APRIL 26, 1909

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 1.50 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 60.00

Source Name: SPOONER 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 NWNWNW 35 8N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	40.00		SESE	27	8N	20W	RAVALLI
2	20.00		N2NENE	34	8N	20W	RAVALLI
Total:	60.00						

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147300-00 147302-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 179-140 , DATED 08/02/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO. CNR-2P-173 , DATED 08/01/1955 APPEARS TO INDICATE 30.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147301-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MILTON DATSOPOULOS

201 W MAIN SUITE 201 MISSOULA, MT 59802

SUTHERLIN LAND LLC 415 SPOONER CREEK LN STEVENSVILLE, MT 59870

JON W RHODES \*\*\*DECEASED\*\*\* 367 RHODES LN

STEVENSVILLE, MT 59870

LINDA J YOCUM

414 SPOONER CREEK LN STEVENSVILLE, MT 59870

TIMOTHY R WHITE

414 SPOONER CREEK LN STEVENSVILLE, MT 59870

PATRICIA O RHODES 367 RHODES LN

STEVENSVILLE, MT 59870

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

OWNER PATRICIA O RHODES RETAINED. CONTRACT FOR DEED INTEREST.

**Priority Date:** MAY 1, 1898

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 5.00 CFS

\*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: 130.00

Source Name: BITTERROOT RIVER
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 SWSENW 20 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

Period of Use: APRIL 1 TO OCTOBER 31

### \*Place of Use:

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	70.00		SE	27	8N	20W	RAVALLI
2	40.00		E2E2SW	27	8N	20W	RAVALLI
3	20.00		N2N2	34	8N	20W	RAVALLI
Total:	130.00						

#### 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.

147298-00 147299-00 147301-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147301-00 147303-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 5000 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 107459-00, 147301-00, 147303-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE SUPPLY DITCH COMPANY UNDER CLAIM NO. 107459-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/30/2014, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY PATRICIA, ROB L., AND MARY R. OSLER; AND JOHN DATSOPOULOS.

USDA AERIAL PHOTOGRAPH NO(S). 179-140, CNR-2P-173 , DATED 08/02/1979, 08/01/1955 , APPEARS TO INDICATE 85.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

9.....

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147302-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JANET A SCHOTT

2314 KELSEY LN

STEVENSVILLE, MT 59870

JACOB R STEVENS 2323 KELSEY WAY

STEVENSVILLE, MT 59870

JOHN S PRICE 413 BUCK ST

STEVENSVILLE, MT 59870

TIMOTHY COOKE 2305 KELSEY LN

STEVENSVILLE, MT 59870

DOUGLAS J SCHOTT 2314 KELSEY LN

STEVENSVILLE, MT 59870

MICHAEL A HILL 2327 KELSEY WAY

STEVENSVILLE, MT 59870 6971

LAURA L PRICE 413 BUCK ST

STEVENSVILLE, MT 59870

BECK R CODY 2311 KELSEY WAY

STEVENSVILLE, MT 59870

JILL B COOKE 2305 KELSEY LN

STEVENSVILLE, MT 59870

DANICA N STEVENS 2323 KELSEY WAY

STEVENSVILLE, MT 59870

BARBARA A HILL 2327 KELSEY WAY

STEVENSVILLE, MT 59870 6971

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

Priority Date: APRIL 26, 1909

Type of Historical Right: FILED Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: SPOONER 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 NWNWNW 35 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1			SE	27	8N	20W	RAVALLI
2			N2NENE	34	8N	20W	RAVALLI

## Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147300-00 147302-00

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

PORTION OF CLAIMED PLACE OF USE IS ABOVE THE DITCH. PLACE OF USE SHOULD BE ALONG THE DITCH, WHICH IS ALL IN SECTION 27.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147303-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LINDA J YOCUM

414 SPOONER CREEK LN STEVENSVILLE, MT 59870

TIMOTHY R WHITE

414 SPOONER CREEK LN STEVENSVILLE, MT 59870

JON W RHODES
\*\*\*DECEASED\*\*\*
367 RHODES LN

STEVENSVILLE, MT 59870

MILTON DATSOPOULOS 201 W MAIN SUITE 201 MISSOULA, MT 59802

PATRICIA O RHODES 367 RHODES LN

STEVENSVILLE, MT 59870

SUTHERLIN LAND LLC 415 SPOONER CREEK LN STEVENSVILLE, MT 59870

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

OWNER PATRICIA O RHODES RETAINED. CONTRACT FOR DEED INTEREST.

**Priority Date:** MAY 1, 1898

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER
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 SWSENW 20 7N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

1	<u>D</u>	<u>Acres</u>	Govt Lot	Qtr Sec	Sec	Twp	<u> Kge</u>	County
1	I			SE	27	8N	20W	RAVALLI
2	2			E2E2SW	27	8N	20W	RAVALLI
3	3			N2N2	34	8N	20W	RAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147301-00 147303-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 5000 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 107459-00, 147301-00, 147303-00.

THIS CLAIM APPEARS TO BE FOR WATER PROVIDED BY THE SUPPLY DITCH COMPANY UNDER CLAIM NO. 107459-00 . THIS CLAIM APPEARS TO BE REDUNDANT.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 05/30/2014, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY M RHODES-OSLER, R OSLER, J DATSOPOULOS.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147304-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147304-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PATRICIA O RHODES

367 RHODES LN

STEVENSVILLE, MT 59870

SUTHERLIN LAND LLC 415 SPOONER CREEK LN STEVENSVILLE, MT 59870

LINDA J YOCUM

414 SPOONER CREEK LN STEVENSVILLE, MT 59870

MILTON DATSOPOULOS 201 W MAIN SUITE 201 MISSOULA, MT 59802

JON W RHODES \*\*\*DECEASED\*\*\* 367 RHODES LN

STEVENSVILLE, MT 59870

TIMOTHY R WHITE

414 SPOONER CREEK LN STEVENSVILLE, MT 59870

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

OWNER PATRICIA O RHODES RETAINED. CONTRACT FOR DEED INTEREST.

**Priority Date:** APRIL 1, 1872

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER

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 SWSENW 20 7N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DITCH

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

Ш	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<u> Kge</u>	County
1			N2SE	27	8N	20W	RAVALLI
2			SWSE	27	8N	20W	RAVALLI
3			NWNE	34	8N	20W	RAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147298-00 147304-00

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

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## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 160 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 49006-00, 49012-00, 107709-00, 107720-00, 147298-00, 147304-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/10/2012, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY MARY RHODES-OSLER.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147305-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147305-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BARBARA A HILL

2327 KELSEY WAY

STEVENSVILLE, MT 59870 6971

JOHN S PRICE 413 BUCK ST

STEVENSVILLE, MT 59870

DOUGLAS J SCHOTT 2314 KELSEY LN

STEVENSVILLE, MT 59870

JILL B COOKE 2305 KELSEY LN

STEVENSVILLE, MT 59870

JACOB R STEVENS 2323 KELSEY WAY

STEVENSVILLE, MT 59870

DANICA N STEVENS 2323 KELSEY WAY

STEVENSVILLE, MT 59870

JANET A SCHOTT 2314 KELSEY LN

STEVENSVILLE, MT 59870

TIMOTHY R WHITE

414 SPOONER CREEK LN STEVENSVILLE, MT 59870

LINDA J YOCUM

414 SPOONER CREEK LN STEVENSVILLE, MT 59870 LAURA L PRICE 413 BUCK ST

STEVENSVILLE, MT 59870

TIMOTHY COOKE 2305 KELSEY LN

STEVENSVILLE, MT 59870

BECK R CODY 2311 KELSEY WAY

STEVENSVILLE, MT 59870

MICHAEL A HILL 2327 KELSEY WAY

STEVENSVILLE, MT 59870 6971

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

Priority Date: DECEMBER 8, 1920

Type of Historical Right: FILED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPOONER 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 SESESE 27 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			SESE	27	8N	20W	RAVALLI
2			NENE	34	8N	20W	RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147299-00 147305-00

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

PLACE OF USE APPEARS TO BE JUST ALONG THE DITCH, WHICH IS ONLY ALONG THE SOUTH EDGE OF THE CLAIMED PLACE OF USE IN SECTION 27

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147312-00 Page 1 of 2

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147312-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: INTERNATIONAL PAPER COMPANY

3256 CHANEY LN DARBY, MT 59829

**Priority Date:** MAY 5, 1896

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER

Flow Rate: 134.64 GPM

\*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: 12.00

\*Source Name: BITTERROOT RIVER
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 SENENW 14 3N 21W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: OVERTURF DITCH

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 12.00
 N2NW
 11
 3N
 21W
 RAVALLI

 Total:
 12.00

### 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.

147311-00 147312-00 147313-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

147312-00 147313-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 410 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 1754-00, 1755-00, 1756-00, 1757-00, 1758-00, 1769-00, 1760-00, 1761-00, 1762-00, 1763-00, 1764-00, 1765-00, 1766-00, 1767-00, 1768-00, 1769-00, 1771-00, 1772-00, 1773-00, 1774-00, 2344-00, 2345-00, 2346-00, 2347-00, 2348-00, 2349-00, 3021-00, 3022-00, 3023-00, 3024-00, 3307-00, 3308-00, 3309-00, 3310-00, 3311-00, 3312-00, 3316-00, 3317-00, 4288-00, 4289-00, 4290-00, 4291-00, 4907-00, 4908-00, 5100-00, 5101-00, 6463-00, 6464-00, 6465-00, 6466-00, 6467-00, 9836-00, 147312-00, 147313-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147313-00 Page 1 of 2

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147313-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: INTERNATIONAL PAPER COMPANY

3256 CHANEY LN DARBY, MT 59829

**Priority Date:** MAY 5, 1896

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 134.64 GPM

\*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: 12.00

\*Source Name: BITTERROOT RIVER
Source Type: SURFACE WATER

\*Point of Diversion and Means of Diversion:

IDGovt LotQtr SecSecTwpRgeCounty12SENENW143N21WRAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: OVERTURF DITCH

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 12.00
 N2NW
 11
 3N
 21W
 RAVALLI

 Total:
 12.00

### 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.

147311-00 147312-00 147313-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

147312-00 147313-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 410 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 1754-00, 1755-00, 1756-00, 1757-00, 1758-00, 1769-00, 1760-00, 1761-00, 1762-00, 1763-00, 1764-00, 1765-00, 1766-00, 1767-00, 1768-00, 1769-00, 1771-00, 1772-00, 1773-00, 1774-00, 2344-00, 2345-00, 2346-00, 2347-00, 2348-00, 2349-00, 3021-00, 3022-00, 3023-00, 3024-00, 3307-00, 3308-00, 3309-00, 3310-00, 3311-00, 3312-00, 3316-00, 3317-00, 4288-00, 4289-00, 4290-00, 4291-00, 4907-00, 4908-00, 5100-00, 5101-00, 6463-00, 6464-00, 6465-00, 6466-00, 6467-00, 9836-00, 147312-00, 147313-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147317-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147317-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PHILLIP M FOWLER

853 GRAFF LN

STEVENSVILLE, MT 59870

**Priority Date:** JULY 7, 1894

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 5.00 CFS

\*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: 160.00

\*Source Name: UNNAMED TRIBUTARY OF SPOONER CREEK

Source Type: SURFACE WATER

\*Point of Diversion and Means of Diversion:

IDGovt LotQtr SecSecTwpRgeCounty1SWSENW328N19WRAVALLI

Period of Diversion: MARCH 1 TO NOVEMBER 15

**Diversion Means:** HEADGATE

Period of Use: MARCH 1 TO NOVEMBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	40.00		SENW	32	8N	19W	RAVALLI
2	40.00		SWNW	32	8N	19W	RAVALLI
3	40.00		NESW	32	8N	19W	RAVALLI

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
4	40.00		NWSW	32	8N	19W	RAVALLI
Total:	160.00						

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147317-00 147600-00 147601-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED MEANS OF DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA. FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 379-51, DATED 08/16/1979, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

AERIAL PHOTOGRAPH NO(S). CNR-3P-121 , DATED 08/01/1955 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147405-00 Page 1 of 2

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147405-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCOTT G LONG

4570 RIVER BEND RD STEVENSVILLE, MT 59870

\*Priority Date: APRIL 1, 1922

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

Flow Rate: 3.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 43.00

Source Name: BITTERROOT RIVER
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 NWNWSE 29 8N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	35.00		SESE	20	8N	20W	RAVALLI
2	8.00		SWSE	20	8N	20W	RAVALLI
Total:	43.00						

#### 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.

147405-00 147406-00 147407-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147405-00 147409-00

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 04/06/2015.

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 99877-00, 147405-00, 147409-00.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 99877-00, 99878-00, 99879-00, 99880-00, 147405-00, 147406-00, 147407-00.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BITTERROOT RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 1287, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147406-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCOTT G LONG

4570 RIVER BEND RD STEVENSVILLE, MT 59870

\*Priority Date: AUGUST 31, 1940

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

\*Flow Rate: 1.78 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 43.00

Source Name: UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

ALSO KNOWN AS EAST SLOUGH PART OF THE MITCHELL SLOUGH SYSTEM

Point of Diversion and Means of Diversion:

Period of Diversion: APRIL 15 TO OCTOBER 25

Diversion Means: DIKE

Period of Use: APRIL 15 TO OCTOBER 25

### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	County	
1	8.00		SESE	20	8N	20W	RAVALLI	
2	35.00		SESE	20	8N	20W	RAVALLI	
Total:	43.00							

### 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.

147405-00 147406-00 147407-00

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 04/06/2015.

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

.....

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 99877-00, 99878-00, 99879-00, 99880-00, 147405-00, 147406-00, 147407-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147407-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147407-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCOTT G LONG

4570 RIVER BEND RD STEVENSVILLE, MT 59870

\*Priority Date: MARCH 3, 1941

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

\*Flow Rate: 1.78 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 43.00

Source Name: UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

ALSO KNOWN AS EAST SLOUGH PART OF THE MITCHELL SLOUGH SYSTEM

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 NWSESW 28 8N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 25

Diversion Means: DIKE

Period of Use: APRIL 15 TO OCTOBER 25

## Place of Use:

$\overline{\mathbf{D}}$	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
1	8.00		SESE	20	8N	20W	RAVALLI
2	35.00		SESE	20	8N	20W	RAVALLI
Total:	43.00						

## 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.

147405-00 147406-00 147407-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147407-00 147408-00

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 04/06/2015.

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 99879-00, 147407-00, 147408-00.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 99877-00, 99878-00, 99879-00, 99880-00, 147405-00, 147406-00. 147407-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147407-00 Page 3 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147408-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCOTT G LONG

4570 RIVER BEND RD STEVENSVILLE, MT 59870

\*Priority Date: MARCH 3, 1941

Type of Historical Right: FILED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

ALSO KNOWN AS EAST SLOUGH PART OF THE MITCHELL SLOUGH SYSTEM

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 NWSESW 28 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Period of Use: JANUARY 1 TO DECEMBER 31

### Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<u>Twp</u>	Rge	County
1			E2SESE	20	8N	20W	RAVALLI
2			W2SESE	20	8N	20W	RAVALLI
3			S2SWSE	20	8N	20W	RAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147407-00 147408-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE.
THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO
DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS
THE TOTAL OF THE ORIGINAL APPROPRIATION. 147407-00, 147408-00, 99879-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147409-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCOTT G LONG

4570 RIVER BEND RD STEVENSVILLE, MT 59870

\*Priority Date: APRIL 1, 1922

Type of Historical Right: FILED

Purpose(use): STOCK
Flow Rate: 3.00 CFS

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER
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 NWNWSE 29 8N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
1			E2SESE	20	8N	20W	RAVALLI
2			W2SESE	20	8N	20W	RAVALLI
3			S2SWSE	20	8N	20W	RAVALLI

## Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147405-00 147409-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/21/2014: POINT OF DIVERSION, PERIOD OF DIVERSION, FLOW RATE, PERIOD OF USE.

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 99877-00, 147405-00, 147409-00.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BITTERROOT RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 1287, RAVALLI COUNTY.

.....

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147410-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MELVIN C NEUMAN

233 MCCARTHY LOOP HAMILTON, MT 59840

**Priority Date:** MAY 1, 1868

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 112.20 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 10.00

Source Name: SKALKAHO 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 SENENE 7 5N 20W RAVALLI

Period of Diversion: APRIL 15 TO SEPTEMBER 30

**Diversion Means:** PUMP

Period of Use: APRIL 15 TO SEPTEMBER 30

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty110.00S2NWNE75N20WRAVALLI

**Total:** 10.00

## Remarks:

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/01/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY LORRAINE NEUMAN.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/01/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY TERRY W. NEUMAN.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147411-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147411-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TERRY NEUMAN

626 GRANTSDALE RD HAMILTON, MT 59840 3339

**Priority Date:** MAY 1, 1870

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 168.30 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 10.00

Source Name: SKALKAHO 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 SENENE 7 5N 20W RAVALLI

Period of Diversion: APRIL 15 TO SEPTEMBER 30

**Diversion Means:** PUMP

Period of Use: APRIL 15 TO SEPTEMBER 30

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty110.00S2NWNE75N20WRAVALLI

**Total:** 10.00

### Remarks:

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

.....

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/25/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY MELVIN C. NEUMAN.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147421-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD HOLTON

1120 SKALKAHO HWY HAMILTON, MT 59840

ELLEN HOLTON 1120 SKALKAHO HWY HAMILTON, MT 59840

Priority Date: AUGUST 29, 1972

Type of Historical Right: FILED

Purpose(use): STOCK
Flow Rate: 30.00 GPM

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPRING, UNNAMED TRIBUTARY OF SKALKAHO 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 NWNWNW 23 5N 20W RAVALLI

\*Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** PIPELINE

2 - SECONDARY NWNWNW 23 5N 20W RAVALLI

\*Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

WATER FROM AN UNNAMED TRIBUTARY OF SKALKAHO CREEK IS CONVEYED

THROUGH A PIPELINE TO THE PLACE OF USE.

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Reservoir: OFFSTREAM

Govt Lot Qtr Sec Sec Twp Rge County
NWNWNW 23 5N 20W RAVALLI

Diversion to Reservoir:DIVERSION # 2Dam Height:13.00 FEETDepth:10.00 FEETSurface Area:0.03 ACRES

Capacity: 0.12 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>
1			NENENE	22	5N	20W	RAVALLI
2			NWNWNW	23	5N	20W	RAVALLI

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/14/2007: POINT OF DIVERSION, MEANS OF DIVERSION.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147444-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147444-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: NATALIE BEALS

2204 STATE HWY 49 PLACERVILLE, CA 95667

GREGORY B BEALS 2204 STATE HWY 49 PLACERVILLE, CA 95667

Priority Date: JANUARY 27, 1965

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 60.00 GPM

\*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: 10.00

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

Period of Diversion: APRIL 15 TO SEPTEMBER 15

**Diversion Means:** WELL

Period of Use: APRIL 15 TO SEPTEMBER 15

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	Twp	<u>Rge</u>	County
1	10.00		SWSWNW	3	8N	19W	RAVALLI
Total:	10.00						

### Remarks:

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE PUMP CAPACITY. AVAILABLE DATA SUPPORT A FLOW RATE OF 17.00 GPM.

USDA AERIAL PHOTOGRAPH NO(S). 379-49, DATED 08/16/1979, APPEARS TO INDICATE 5.54 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147453-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147453-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JUDITH A SIEBEL

WOOD ISLAND 4TH FLOOR 80 E SIR FRANCIS DRAKE BLVD

LARKSPUR, CA 94939

CREGG/CONROY FAMILY TRUST

VALLEY SPRINGS RANCH 158 BELL CROSSING E STEVENSVILLE, MT 59870

**HUGH CREGG** 

158 BELL CROSSING E STEVENSVILLE, MT 59870

SIDNEY CONROY 158 BELL CROSSING E STEVENSVILLE, MT 59870

KENNETH F SIEBEL

110 E BELL CROSSING RD STEVENSVILLE, MT 59870

Priority Date: DECEMBER 31, 1873

Type of Historical Right: USE

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Page 2 of 2

\*Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

ALSO KNOWN AS MITCHELL SLOUGH

\*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 NE 16 8N 20W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: MAY 1 TO SEPTEMBER 30

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1NE168N20WRAVALLI

### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147454-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

SCOTT GRAGG 111 HILLCREST LOOP MISSOULA, MT 59803 1630

STANLEY L SWARTZ 291 LOST HORSE RD HAMILTON, MT 59840

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

Priority Date: JUNE 10, 1895

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 81.35 GPM

\*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: 180.00

\*Source Name: BURNT FORK 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 SWSENE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: CRONIN DITCH (HEADGATE 116)

2 SESENW 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** BROWN-CRONIN-LOGAN DITCH (HEADGATE 117)

3 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** LONGBOTTOM DITCH (HEADGATE 114)

4 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

5 SWNESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** UNNAMED DITCH (HEADGATE 121)

Period of Use: APRIL 1 TO OCTOBER 31

## Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
1	20.00		SENE	36	9N	20W	RAVALLI
2	40.00		SWNE	36	9N	20W	RAVALLI
3	40.00		SENW	36	9N	20W	RAVALLI
4	40.00		NWSE	36	9N	20W	RAVALLI
5	40.00		NESW	36	9N	20W	RAVALLI
Total:	180.00						

## 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.

147454-00 147455-00 147456-00 147457-00 147458-00 147459-00 147460-00 147461-00 147463-00 147464-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE RAVALLI COUNTY WATER RESOURCES SURVEY (1958) APPEARS TO INDICATE 151.64 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. 179-138, DATED 08/02/1979 APPEARS TO INDICATE 149.80 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147455-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147455-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCOTT GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

**Priority Date:** MAY 20, 1882

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 184.01 GPM

\*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: 80.00

\*Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

## \*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> 2 - SECONDARY NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** UNNAMED DITCH (HEADGATE 119)

3 - SECONDARY SWNESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** UNNAMED DITCH (HEADGATE 121)

WATER IS DIVERTED FROM SOUTH SWAMP CREEK THRU THE LANCASTER

DITCH TO THE SECONDARY POINTS OF DIVERSION NOS. 2 & 3.

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	40.00		NWSE	36	9N	20W	RAVALLI
2	40.00		NESW	36	9N	20W	RAVALLI
Total:	80.00						

### 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.

147454-00 147455-00 147456-00 147457-00 147458-00 147459-00 147460-00 147461-00 147463-00 147464-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147455-00 Page 3 of 3

DECEMBER 4, 2015 76H 147456-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147456-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

SCOTT GRAGG 111 HILLCREST LOOP MISSOULA, MT 59803 1630

Priority Date: JULY 1, 1884

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 392.70 GPM

\*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: 40.00

Source Name: SOUTH SWAMP 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 SESENW 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** BROWN-CRONIN-LOGAN DITCH (HEADGATE 117)

## \*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> 2 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** LONGBOTTOM DITCH (HEADGATE 114)

3 SWSENE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: CRONIN DITCH (HEADGATE 116)

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty140.00SENW369N20WRAVALLI

**Total:** 40.00

## 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.

147454-00 147455-00 147456-00 147457-00 147458-00 147459-00 147460-00

147461-00 147463-00 147464-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

USDA AERIAL PHOTOGRAPH NO. 179-138, DATED 08/02/1979, AND THE RAVALLI COUNTY WATER RESOURCES SURVEY (1958) APPEAR TO INDICATE FEWER ACRES IRRIGATED THAN CLAIMED.

POINT OF DIVERSION MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT ORDER DATED DECEMBER 14, 2012

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147456-00 Page 3 of 3

DECEMBER 4, 2015 76H 147457-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147457-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCOTT GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

**Priority Date:** MAY 15, 1881

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 326.50 GPM

\*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: 80.00

\*Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

## \*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> 2 - SECONDARY NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** UNNAMED DITCH (HEADGATE 119)

3 - SECONDARY SWNESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** UNNAMED DITCH (HEADGATE 121)

WATER IS DIVERTED FROM SOUTH SWAMP CREEK THRU THE LANCASTER

DITCH TO THE SECONDARY POINTS OF DIVERSION NOS. 2 & 3

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	40.00		NWSE	36	9N	20W	RAVALLI
2	40.00		NESW	36	9N	20W	RAVALLI
Total:	80.00						

### 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.

147454-00 147455-00 147456-00 147457-00 147458-00 147459-00 147460-00 147461-00 147463-00 147464-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147457-00 Page 3 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147458-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCOTT GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

STANLEY L SWARTZ 291 LOST HORSE RD HAMILTON, MT 59840

TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** JUNE 15, 1864

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.63 CFS

\*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: 151.00

Source Name: SOUTH SWAMP 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 SWSENE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** CRONIN DITCH (HEADGATE 116)

2 SESENW 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: BROWN-CRONIN-LOGAN DITCH (HEADGATE 117)

3 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

4 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** LONGBOTTOM DITCH (HEADGATE 114)

5 SWNESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Period of Use: APRIL 1 TO OCTOBER 31

### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	Qtr Sec	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	15.00		SENE	36	9N	20W	RAVALLI
2	26.00		SWNE	36	9N	20W	RAVALLI
3	28.00		SENW	36	9N	20W	RAVALLI
4	41.00		NWSE	36	9N	20W	RAVALLI
5	41.00		NESW	36	9N	20W	RAVALLI
Total:	151.00						

### 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.

147454-00 147455-00 147456-00 147457-00 147458-00 147459-00 147460-00

147461-00 147463-00 147464-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147458-00 147459-00 147465-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/09/2000: MAXIMUM ACRES AND PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/26/2014: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE.

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 65.2 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 147458-00, 147459-00.

THIS CLAIM APPEARS TO DUPLICATE CLAIM NO. 76H-147459-00 WHICH IS ALSO BASED ON THE 2ND DECREED RIGHT ON SOUTH SWAMP CREEK IN AMENDED CASE NO. 556, RAVALLI COUNTY.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE PLACE OF USE DESCRIBED IN CASE NO. 556,
RAVALLI COUNTY, IS INCONSISTENT WITH THE CLAIMED PLACE OF USE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147459-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147459-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

SCOTT GRAGG 111 HILLCREST LOOP MISSOULA, MT 59803 1630

**Priority Date:** JUNE 15, 1864

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 204.20 GPM

\*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: 80.00

\*Source Name: SOUTH SWAMP 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 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

## \*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> 2 - SECONDARY NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** UNNAMED DITCH (HEADGATE 119)

3 - SECONDARY SWNESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: UNNAMED DITCH (HEADGATE 121)

WATER IS DIVERTED FROM SOUTH SWAMP CREEK THRU THE LANCASTER

DITCH TO THE SECONDARY POINTS OF DIVERSION NOS. 2 & 3

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	40.00		NWSE	36	9N	20W	RAVALLI
2	40.00		NESW	36	9N	20W	RAVALLI
Total:	80.00						

### 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.

147454-00 147455-00 147456-00 147457-00 147458-00 147459-00 147460-00 147461-00 147463-00 147464-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147458-00 147459-00 147465-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 65.2 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 147458-00, 147459-00.

THIS CLAIM APPEARS TO BE DUPLICATED WITHIN 76H-147458, WHICH IS ALSO BASED ON THE 2ND DECREED RIGHT ON SOUTH SWAMP CREEK IN AMENDED CASE NO. 556, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147460-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147460-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SCOTT GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

Priority Date: DECEMBER 18, 1963

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 280.50 GPM

PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 3 - MODERATE

Maximum Acres: 17.00

\*Source Name: SPRING, UNNAMED TRIBUTARY OF SOUTH SWAMP CREEK

Source Type: GROUNDWATER

\*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 SWSWNE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** DAM/PIT

\*Reservoir: ONSTREAM

Govt Lot Qtr Sec Sec Twp Rge County

SWSWNE 36 9N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 7.00 FEET

Surface Area: 0.10 ACRES

Capacity: 0.40 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY

DNRC.

Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
1	12.00		SWNE	36	9N	20W	RAVALLI
2	5.00		SENW	36	9N	20W	RAVALLI
Total:	17.00						

### 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.

147454-00 147455-00 147456-00 147457-00 147458-00 147459-00 147460-00 147461-00 147463-00 147464-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147460-00 147466-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/14/1997: PLACE OF USE, MAXIMUM ACRES, FLOW RATE.

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 147460-00 Page 3 of 3

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147461-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

STANLEY L SWARTZ 291 LOST HORSE RD HAMILTON, MT 59840

SCOTT GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

Priority Date: JUNE 1, 1883

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 230.01 GPM

\*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: 138.00

\*Source Name: SOUTH SWAMP 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 SESENW 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: BROWN-CRONIN-LOGAN DITCH (HEADGATE 117)

2 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** LONGBOTTOM DITCH (HEADGATE 114)

3 NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

4 SWSENE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** CRONIN DITCH (HEADGATE 116)

5 - SECONDARY NENESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** UNNAMED DITCH (HEADGATE 119)

6 - SECONDARY SWNESE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** UNNAMED DITCH (HEADGATE 121)

WATER FROM LANCASTER DITCH (POD #4) IS CONVEYED THROUGH TWO UNNAMED DITCHES ORIGINATING AT HEADGATES 119 AND 121 (POD #5 AND

#6) TO THE PLACE OF USE.

Period of Use: APRIL 1 TO OCTOBER 31

### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
1	14.00		SENE	36	9N	20W	RAVALLI
2	26.00		SWNE	36	9N	20W	RAVALLI
3	21.00		SENW	36	9N	20W	RAVALLI
4	37.00		NWSE	36	9N	20W	RAVALLI
5	40.00		NESW	36	9N	20W	RAVALLI
Total:	138.00						

### 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.

147454-00 147455-00 147456-00 147457-00 147458-00 147459-00 147460-00

147461-00 147463-00 147464-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/09/2000: MAXIMUM ACRES, PLACE OF USE.

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

POINT OF DIVERSION MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT ORDER DATED DECEMBER 14, 2012

THE PRIORITY DATE MAY BE QUESTIONABLE. THE PLACE OF USE DESCRIBED IN CASE NO. 556, RAVALLI COUNTY, IS INCONSISTENT WITH THE CLAIMED PLACE OF USE.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147462-00 Page 1 of 1

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147462-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

SCOTT GRAGG 111 HILLCREST LOOP MISSOULA, MT 59803 1630

**Priority Date:** 

**Enforceable Priority Date:** 

Type of Historical Right:

Purpose (use): IRRIGATION

Flow Rate: Volume:

Source Name: SOUTH SWAMP CREEK

Point of Diversion and Means of Diversion:

Period of Use: Place of Use:

### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 12/26/2014.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

DECEMBER 4, 2015 76H 147463-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147463-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: STANLEY L SWARTZ

291 LOST HORSE RD HAMILTON, MT 59840

TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

SCOTT GRAGG 111 HILLCREST LOOP MISSOULA, MT 59803 1630

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** MAY 1, 1861

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.50 CFS

CASE NO. 556, RAVALLI COUNTY DECREES THIS RIGHT AS AN UNDIVIDED 1/2

INTEREST IN A SINGLE WATER RIGHT FOR 1.5 CFS.

THE WATER RIGHTS FOLLOWING THIS STATEMENT HAVE AN UNDIVIDED INTEREST IN A SINGLE WATER RIGHT FOR 1.5 CFS AS DECREED IN CASE NO. 556, RAVALLI COUNTY. 107474-00, 107476-00, 111169-00, 111170-00, 147463-00.

\*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: 41.00

\*Source Name: ROBERTSON 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 SWSWNW 31 9N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

Ditch Name: ROBERTSON DITCH (HEADGATE 88)

Period of Use: APRIL 1 TO OCTOBER 31

### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	14.00		SENE	36	9N	20W	RAVALLI
2	22.00		SWNE	36	9N	20W	RAVALLI
3	5.00		SENW	36	9N	20W	RAVALLI
Total:	41.00						

#### 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.

147454-00 147455-00 147456-00 147457-00 147458-00 147459-00 147460-00

147461-00 147463-00 147464-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/09/2000: POINT OF DIVERSION, MAXIMUM ACRES, PLACE OF USE.

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 60 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 107474-00, 107476-00, 111169-00, 111170-00, 147463-00.

THE FLOW RATE OF THIS CLAIM MAY BE INCORRECT. THE PARTIES IN THIS UNDIVIDED INTEREST GROUP HAVE CLAIMED DIFFERENT FLOW RATES.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE PLACE OF USE FOR THE 3RD ROBERTSON CREEK DECREED RIGHT, DESCRIBED AS SENW SEC 36 TWP 9N RGE 20W IN CASE NO. 556, RAVALLI COUNTY, IS INCONSISTENT WITH THE CLAIMED PLACE OF USE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 147463-00 Page 3 of 3

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147464-00 Page 1 of 3

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147464-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

SCOTT GRAGG 111 HILLCREST LOOP MISSOULA, MT 59803 1630

**Priority Date:** JUNE 26, 1952

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.25 CFS

\*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: 80.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF SOUTH SWAMP 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 NENWSE 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: DITCH

2 SWNESW 36 9N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** DIVERSION DAM

Period of Use: APRIL 1 TO OCTOBER 31

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>	
1	40.00		NWSE	36	9N	20W	RAVALLI	
2	40.00		NESW	36	9N	20W	RAVALLI	
Total:	80.00							

#### 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.

147454-00 147455-00 147456-00 147457-00 147458-00 147459-00 147460-00 147461-00 147463-00 147464-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147464-00 147467-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 146872-00, 211192-00, 147464-00, 147467-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147464-00 Page 3 of 3

DECEMBER 4, 2015 76H 147465-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147465-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: STANLEY L SWARTZ

291 LOST HORSE RD HAMILTON, MT 59840

SCOTT GRAGG 111 HILLCREST LOOP MISSOULA, MT 59803 1630

TONI GRAGG

111 HILLCREST LOOP MISSOULA. MT 59803 1630

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** JUNE 15, 1864

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SOUTH SWAMP 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 SWSENE 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** CRONIN DITCH (HEADGATE 116)

2 SESENW 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** BROWN-CRONIN-LOGAN DITCH (HEADGATE 117)

3 NENESE 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: LANCASTER DITCH

4 NENESE 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** LONGBOTTOM DITCH (HEADGATE 114)

5 SWNESE 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			SENE	36	9N	20W	RAVALLI
2			SWNE	36	9N	20W	RAVALLI
3			SENW	36	9N	20W	RAVALLI
4			SWNESE	36	9N	20W	RAVALLI
5			NWSE	36	9N	20W	RAVALLI
6			NESW	36	9N	20W	RAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147458-00 147459-00 147465-00

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE PLACE OF USE DESCRIBED IN CASE NO. 556, RAVALLI COUNTY, IS INCONSISTENT WITH THE CLAIMED PLACE OF USE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147466-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147466-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

SCOTT GRAGG 111 HILLCREST LOOP MISSOULA, MT 59803 1630

Priority Date: DECEMBER 18, 1963

**Type of Historical Right: FILED** 

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPRING, UNNAMED TRIBUTARY OF SOUTH SWAMP 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 SWSWNE 36 9N 20W RAVALLI

\*Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS

CLAIM.

**ONSTREAM** \*Reservoir:

> **Govt Lot Qtr Sec** Rge County Sec Twp

**SWSWNE** 20W RAVALLI 36 9N

DIVERSION #1 **Diversion to Reservoir:** 7.00 FEET Dam Height: **Surface Area:** 0.10 ACRES Capacity: 0.40 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY

DNRC.

**JANUARY 1 TO DECEMBER 31** Period of Use:

\*Place of Use:

ID **Govt Lot** Qtr Sec Sec Twp Rge County Acres 1

**SWSWNE** 36 9N 20W RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147460-00 147466-00

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147467-00 Page 1 of 2

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147467-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TONI GRAGG

111 HILLCREST LOOP MISSOULA, MT 59803 1630

SCOTT GRAGG 111 HILLCREST LOOP MISSOULA, MT 59803 1630

Priority Date: JUNE 26, 1952

Type of Historical Right: FILED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF SOUTH SWAMP 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 NENWSE 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DITCH

2 SWNESW 36 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DIVERSION DAM

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>m</u>	Acres	Govi Loi	Qir Sec	<u>sec</u>	<u>1 wp</u>	<u>kge</u>	County
1			NWSE	36	9N	20W	RAVALLI
2			NESW	36	9N	20W	RAVALLI

#### Remarks:

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THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147464-00 147467-00

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE.

THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO

DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS

THE TOTAL OF THE ORIGINAL APPROPRIATION. 146872-00, 211192-00, 147464-00, 147467-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147495-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147495-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARGARET P MCCLENDON

PO BOX 308 DARBY, MT 59829

RYAN R WOIRHAYE 2953 OLD DARBY RD DARBY, MT 59829

ROBERT A SLOCUM 2953 OLD DARBY RD DARBY, MT 59829 9510

JENNIFER C WOIRHAYE 2953 OLD DARBY RD DARBY, MT 59829 9510

\*Priority Date: MAY 31, 1889

\*Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

\*Flow Rate: 246.50 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*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: 14.50

\*Source Name: BITTERROOT RIVER

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 SENENW 14 3N 21W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 15

**Diversion Means:** HEADGATE

Ditch Name: TIEDT-NICHOLSON DITCH
Period of Use: MAY 1 TO OCTOBER 15

### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	14.50		S2NE	34	4N	21W	RAVALLI
Total	14.50						

#### 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.

147495-00 147496-00 147818-00

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BITTERROOT RIVER WITH A PRIORITY DATE PREDATING CASE NO. 1287, RAVALLI COUNTY.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 37.70 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

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A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147495-00 Page 3 of 3

DECEMBER 4, 2015 76H 147536-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147536-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARK ALTHEN

600 WEST 32ND ST VANCOUVER, WA 98665

HARDIN, DONALD H FAMILY TRUST

2769 ALPENGLOW RD STEVENSVILLE, MT 59870

CHRISTINE ALTHEN 600 WEST 32ND ST VANCOUVER, WA 98665

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** JUNE 25, 1973

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

\*Flow Rate: 68.00 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*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: 4.00

Source Name: UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

SOURCE IS COMPOSED OF SEVERAL SPRINGS WITHIN THE POINT OF DIVERSION

LEGAL LAND DESCRIPTION.

#### ALSO KNOWN AS CLARK LAKE

#### \*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 NWNWNE 21 8N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 15

**Diversion Means:** PUMP

PIPELINE USED TO CONVEY WATER.

Period of Use: APRIL 1 TO OCTOBER 15

#### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	0.50		NENWNE	21	8N	20W	RAVALLI
2	2.00		NWNWNE	21	8N	20W	RAVALLI
3	1.50		NENENW	21	8N	20W	RAVALLI
Total:	4.00						

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147536-00 147537-00

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

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THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147537-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARK ALTHEN

600 WEST 32ND ST VANCOUVER, WA 98665

HARDIN, DONALD H FAMILY TRUST

2769 ALPENGLOW RD STEVENSVILLE, MT 59870

CHRISTINE ALTHEN 600 WEST 32ND ST VANCOUVER, WA 98665

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** JUNE 25, 1973

Type of Historical Right: FILED

Purpose(use): RECREATION

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR.

Volume: 15.00 AC-FT

\*Source Name: MANMADE PIT, UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

SOURCE IS COMPOSED OF SEVERAL SPRINGS WITHIN THE POINT OF DIVERSION

LEGAL LAND DESCRIPTION.

ALSO KNOWN AS CLARK LAKE

### \*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 NWNWNE 21 8N 20W RAVALLI

\*Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** PIT

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS

CLAIM.

\*Reservoir: ONSTREAM Reservoir Name: CLARK LAKE

Govt Lot Qtr Sec Sec Twp Rge County

NWNWNE 21 8N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1
Depth: 10.00 FEET
Surface Area: 6.31 ACRES
Capacity: 31.55 ACRE-FEET

THE CAPACITY, SURFACE AREA, AND MAXIMUM DEPTH HAVE BEEN

ESTIMATED BY DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

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 NWNWNE 21 8N 20W RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147536-00 147537-00

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 41I, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

DECEMBER 4, 2015 76H 147537-00 Page 3 of 3

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147547-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147547-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ANTHONY A COLLER

808 S SUNSET BENCH RD STEVENSVILLE, MT 59870

LYNETTE K COLLER 808 S SUNSET BENCH RD STEVENSVILLE, MT 59870

**Priority Date:** MARCH 1, 1960

Type of Historical Right: USE

Purpose(use): DOMESTIC
Flow Rate: 10.00 GPM
Volume: 1.50 AC-FT

Households: 1

Maximum Acres: 0.25

Source Name: GROUNDWATER

Source Type: GROUNDWATER

ALSO KNOWN AS COLLER WELL #3

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 SENWNW 13 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty10.25SENWNW138N20WRAVALLI

#### 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>

**Total:** 0.25

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147547-00 147550-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147548-00 Page 1 of 2

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147548-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: ANTHONY A COLLER

808 S SUNSET BENCH RD STEVENSVILLE, MT 59870

LYNETTE K COLLER 808 S SUNSET BENCH RD STEVENSVILLE, MT 59870

**Priority Date:** MARCH 1, 1959

Type of Historical Right: USE

Purpose(use): DOMESTIC
Flow Rate: 10.00 GPM
Volume: 1.50 AC-FT

Households: 1

Maximum Acres: 0.25

Source Name: GROUNDWATER

Source Type: GROUNDWATER

ALSO KNOWN AS COLLER WELL #1

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 SENWNW 13 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty10.25SENWNW138N20WRAVALLI

#### 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>

**Total:** 0.25

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147548-00 147552-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147549-00 Page 1 of 1

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147549-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: WITHDRAWN

Owners: ANTHONY A COLLER

808 S SUNSET BENCH RD STEVENSVILLE, MT 59870

LYNETTE K COLLER 808 S SUNSET BENCH RD STEVENSVILLE, MT 59870

**Priority Date:** 

**Enforceable Priority Date:** 

**Type of Historical Right:** 

Purpose (use): IRRIGATION

Flow Rate:

Volume:

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BITTERROOT RIVER

Point of Diversion and Means of Diversion:

Period of Use: Place of Use:

### Remarks:

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 01/17/2006.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR
ISSUES TO REPORT TO THE WATER COURT.

DECEMBER 4, 2015 76H 147550-00 Page 1 of 2

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147550-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LYNETTE K COLLER

808 S SUNSET BENCH RD STEVENSVILLE, MT 59870

ANTHONY A COLLER 808 S SUNSET BENCH RD STEVENSVILLE, MT 59870

**Priority Date:** MARCH 1, 1960

Type of Historical Right: USE

Purpose(use): STOCK
Flow Rate: 10.00 GPM

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

ALSO KNOWN AS COLLER WELL #3

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 SENWNW 13 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Period of Use: JANUARY 1 TO DECEMBER 31

### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	County	
1			SENWNW	13	8N	20W	RAVALLI	

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147547-00 147550-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147551-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147551-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LYNETTE K COLLER

808 S SUNSET BENCH RD STEVENSVILLE, MT 59870

ANTHONY A COLLER 808 S SUNSET BENCH RD STEVENSVILLE, MT 59870

\*Priority Date: OCTOBER 21, 1970

Type of Historical Right: USE

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS

ONSTREAM RESERVOIR. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: UNNAMED TRIBUTARY OF BITTERROOT RIVER

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 SWNENE 14 8N 20W RAVALLI

\*Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS

CLAIM.

Reservoir: ONSTREAM Reservoir Name: COLLER RESERVOIR

Govt Lot Qtr Sec Sec Twp Rge County

SWNENE 14 8N 20W RAVALLI

Diversion to Reservoir:

Dam Height:

13.00 FEET

10.00 FEET

10.00 FEET

Surface Area:

1.25 ACRES

Capacity:

5.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY

DNRC.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

 ID
 Acres
 Govt Lot
 Qtr Sec
 Sec
 Twp
 Rge
 County

 1
 SWNENE
 14
 8N
 20W
 RAVALLI

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147552-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LYNETTE K COLLER

808 S SUNSET BENCH RD STEVENSVILLE, MT 59870

ANTHONY A COLLER 808 S SUNSET BENCH RD STEVENSVILLE, MT 59870

**Priority Date:** MARCH 1, 1959

Type of Historical Right: USE

Purpose(use): STOCK
Flow Rate: 10.00 GPM

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

ALSO KNOWN AS COLLER WELL #1

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 SENWNW 13 8N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

Period of Use: JANUARY 1 TO DECEMBER 31

#### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	Rge	County	
1			SENWNW	13	8N	20W	RAVALLI	

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147548-00 147552-00

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147573-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: AARON B CARMODY

812 MASON LN

CORVALLIS, MT 59828

JEANETTE J CARMODY

812 MASON LN

CORVALLIS, MT 59828

GARY LANSER SR 836 MASON LN

CORVALLIS, MT 59828

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

\*Priority Date: AUGUST 31, 1966

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 1.50 CFS

\*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: 40.00

\*Source Name: WILLOW 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 NENENE 10 6N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** PUMP

Period of Use: APRIL 1 TO OCTOBER 31

#### Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	10.00 <b>Subdivision:</b>	HAMILTON H	NENENE EIGHTS TR	10 ACT/I	6N LOT: 4	20W BLOC	RAVALLI K: 16
2	10.00 <b>Subdivision:</b>	HAMILTON H	NWNENE EIGHTS TR	10 ACT/I	6N LOT: 3		RAVALLI K: 16
3	10.00 <b>Subdivision:</b>	HAMILTON H	SENENE EIGHTS TR	. •	6N LOT: 2		RAVALLI K: 16
4	10.00 <b>Subdivision:</b>	HAMILTON H	SWNENE EIGHTS TR	10 ACT/I	6N LOT: 1		RAVALLI K: 16
Total	: 40.00						

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147573-00 147574-00

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON WILLOW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 931, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147573-00 Page 3 of 3

DECEMBER 4, 2015 76H 147574-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147574-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JEANETTE J CARMODY

812 MASON LN

CORVALLIS, MT 59828

AARON B CARMODY 812 MASON LN

CORVALLIS, MT 59828

GARY LANSER SR 836 MASON LN

CORVALLIS, MT 59828

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

\*Priority Date: AUGUST 31, 1966

Type of Historical Right: FILED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSASRY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: WILLOW 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 NENE 10 6N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1NENE106N20WRAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147573-00 147574-00

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON WILLOW CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 931, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147583-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147583-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: CLARK M CUNNINGHAM

C/O IRENE CUNNINGHAM 728 GRANTSDALE RD GRANTSDALE, MT 59835

**Priority Date:** APRIL 28, 1885

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 12.57 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 0.33

\*Source Name: SKALKAHO 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 SWSESW 15 5N 20W RAVALLI

Period of Diversion: MARCH 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE **Ditch Name:** HUGHES DITCH

2 - SECONDARY SWNWSW 8 5N 20W RAVALLI

Period of Diversion: MARCH 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE TOWN DITCH

WATER FROM HUGHES DITCH IS CONVEYED THROUGH TOWN DITCH TO THE PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS SWSESW SEC 15 T5N R20W; THE POINT WHERE THE HUGHES DITCH ORIGINATES FROM SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE TOWN DITCH AT A POINT SWNWSW SEC 8 T5N R20W WHERE THE HEDGE DITCH AND TOWN DITCH INTERSECT. THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use:

MARCH 1 TO SEPTEMBER 30

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty10.33NENWSE75N20WRAVALLISubdivision:GRANTS, H H ADD (GRANTSDALE)

**Total:** 0.33

#### Remarks:

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 38.00 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147583-00 Page 3 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147594-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TRINITY CARE CENTER LLC

815B US HIGHWAY 93 S HAMILTON, MT 59840

**Priority Date:** MAY 28, 1955

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

\*Flow Rate: 255.00 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*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: 15.00

\*Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BITTERROOT RIVER

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 SWNWSE 12 5N 21W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 20

**Diversion Means:** PUMP

Period of Use: APRIL 1 TO OCTOBER 20

### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
1	10.00		NWNWSE	12	5N	21W	RAVALLI
2	5.00		SWNWSE	12	5N	21W	RAVALLI
Total:	15.00						

### Remarks:

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/31/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY BIG SKY HIGH LLC.

USDA AERIAL PHOTOGRAPH NO(S). 179-116 , DATED 08/27/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDI AERIAL PHOTOGRAPH NO. CNR-1P-189 , DATED 07/21/1955 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147595-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147595-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: TRINITY CARE CENTER LLC

815B US HIGHWAY 93 S HAMILTON, MT 59840

Priority Date: JANUARY 25, 1936

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

\*Flow Rate: 255.00 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 15.00

\*Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF BITTERROOT RIVER

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 12 5N 21W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 20

**Diversion Means:** DIKE

Period of Use: APRIL 1 TO OCTOBER 20

### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>
1	10.00		NWNWSE	12	5N	21W	RAVALLI
2	5.00		SWNWSE	12	5N	21W	RAVALLI
Total:	15.00						

THE PLACE OF USE IS LOCATED IN CERTIFICATE OF SURVEY NO. 4078, RAVALLI COUNTY.

#### Remarks:

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

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THIS CLAIM AND WATER RIGHT NO. 210766-00 APPEAR TO BE REDUNDANT FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/30/2002, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY BIG SKY HIGH LLC.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 07/30/1999, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ANGLERS LODGE LLC.

USDA AERIAL PHOTOGRAPH NO(S). 179-116 , DATED 08/02/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE POINT OF DIVERSION APPEARS TO BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE NWNESE SEC 12 TWP 05N RGE 21W RAVALLI COUNTY.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BITTERROOT RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 1287, RAVALLI COUNTY.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147595-00 Page 3 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147597-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PHILLIP M FOWLER

853 GRAFF LN

STEVENSVILLE, MT 59870

\*Priority Date: DECEMBER 31, 1900

Type of Historical Right: USE

Purpose(use): DOMESTIC
Flow Rate: 11.00 GPM
Volume: 2.00 AC-FT

Households: 1

Maximum Acres: 3.00

\*Source Name: COLD SPRING

Source Type: SURFACE WATER

\*Point of Diversion and Means of Diversion:

ID Govt Lot Qtr Sec Sec Twp Rge County
NWNESW 32 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** PUMP

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty13.00NWSENW328N19WRAVALLI

**Total:** 3.00

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147597-00 147598-00

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147598-00 Page 1 of 2

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147598-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PHILLIP M FOWLER

853 GRAFF LN

STEVENSVILLE, MT 59870

\*Priority Date: DECEMBER 31, 1900

Type of Historical Right: USE

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: COLD SPRING

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 NWNESW 32 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1NWNESW328N19WRAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147597-00 147598-00

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147599-00 Page 1 of 2

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147599-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PHILLIP M FOWLER

853 GRAFF LN

STEVENSVILLE, MT 59870

\*Priority Date: DECEMBER 31, 1954

Type of Historical Right: USE

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: COLD SPRING #2

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 SENENW 4 7N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1SENENW47N19WRAVALLI

### Remarks:

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

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147600-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PHILLIP M FOWLER

853 GRAFF LN

STEVENSVILLE, MT 59870

\*Priority Date: JULY 7, 1894

Type of Historical Right: FILED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPOONER 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 NWNWSW 32 8N 19W RAVALLI

**JANUARY 1 TO DECEMBER 31** 

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

\*Place of Use:

Period of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty1NWNWSW328N19WRAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147317-00 147600-00 147601-00

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

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THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

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OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147601-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: PHILLIP M FOWLER

853 GRAFF LN

STEVENSVILLE, MT 59870

\*Priority Date: JULY 7, 1894

Type of Historical Right: FILED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPOONER 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 N2NW 4 7N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2 1 NENENE 5 7N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3 N2NESE 31 8N 19W RAVALLI

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

### \*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> NWNWSW 32 8N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1			N2NW	4	7N	19W	RAVALLI
2			NENENE	5	7N	19W	RAVALLI
3			N2NESE	31	8N	19W	RAVALLI
4			NWNWSW	32	8N	19W	RAVALLI

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147317-00 147600-00 147601-00

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

.....

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147608-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147608-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: BRIAN R POUND

376 COOPER LN HAMILTON, MT 59840

PRISCILLA PETERS 387 COOPER LN HAMILTON, MT 59840

AUDIE L LAMBERT 375 COOPER

HAMILTON, MT 59840

KRISTEN C POUND 376 COOPER LN HAMILTON, MT 59840

MARIAN M MENDENHALL

370 COOPER LN

HAMILTON, MT 59840 3327

RICHARD W PETERS 387 COOPER LN HAMILTON, MT 59840

JOHN ARCHAMBAULT 383 COOPER LN

HAMILTON, MT 59840 3327

MARY JO ARCHAMBAULT

383 COOPER LN

HAMILTON, MT 59840 3327

Priority Date: MAY 1, 1872

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

DECEMBER 4, 2015 76H 147608-00 Page 2 of 3

Flow Rate: 160.00 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 3.88

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

2 - SECONDARY NENESW 6 5N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Ditch Name: NICOL-HART LATERAL

WATER FROM REPUBLICAN DITCH IS CONVEYED THROUGH NICOL-HART

LATERAL TO THE PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI,

CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use: JANUARY 1 TO DECEMBER 31

### Place of Use:

<u>ID</u>	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	2.00		SESWSW	31	6N	20W	RAVALLI
2	0.50		SESWSW	31	6N	20W	RAVALLI
3	1.00		SESWSW	31	6N	20W	RAVALLI
4	0.38		SESWSW	31	6N	20W	RAVALLI
Total:	3.88						

### Remarks:

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

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THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 36 MINER'S INCHES DECREED IN CASE NO. 2149, RAVALLI COUNTY. 5900-00, 6212-00, 9738-00, 9780-00, 15482-00, 15487-00, 21148-00, 100535-00, 107345-00, 108936-00, 108950-00, 108951-00, 109607-00, 118394-00, 147608-00, 147883-00, 147884-00, 150938-00, 151538-00.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 41.00 GPM PER ACRE.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL PERIOD OF USE FOR THE CLAIMED PURPOSE WHICH IS APRIL 1 TO OCTOBER 31.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147619-00 Page 1 of 3

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

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Water Right Number: 76H 147619-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: VIRGINIA M CHAFFIN

273 ROOSEVELT LN HAMILTON, MT 59840 3326

CLYDE A CHAFFIN 273 ROOSEVELT LN HAMILTON, MT 59840 3326

**Priority Date:** MAY 1, 1868

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 20.20 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 1.13

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: APRIL 30 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

2 - SECONDARY NWNWSE 31 6N 20W RAVALLI

Period of Diversion: APRIL 30 TO OCTOBER 1

**Diversion Means:** HEADGATE

THE REPUBLICAN DITCH IS USED TO CONVEY WATER TO THE PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

**Period of Use:** 

APRIL 30 TO OCTOBER 1

### \*Place of Use:

$\overline{\mathbf{D}}$	Acres	Govt Lot	Qtr Sec	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	1.13		NESENW	31	6N	20W	RAVALLI
Total:	1.13						

#### Remarks:

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

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### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 5.1 MINER'S INCHES DECREED IN CASE NO. 2149, RAVALLI COUNTY. 47434-00, 47435-00, 147619-00.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 18.00 GPM PER ACRE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147619-00 Page 3 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

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OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147623-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: THOMPSON KENNETH D DESCENDENTS TRUST

12514 NE 24TH AVE

VANCOUVER, WA 98686 1569

**Priority Date:** APRIL 1, 1963

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 187.00 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 11.00

\*Source Name: DRY 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 NWSESE 22 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

2 NESWSE 22 7N 20W RAVALLI

\*Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** DAM

PUMP IS SECONDARY MEANS OF DIVERSION.

\*Reservoir: OFFSTREAM

Govt Lot Qtr Sec Sec Twp Rge County

NESWSE 22 7N 20W RAVALLI

Diversion to Reservoir:

Dam Height:

Depth:

Surface Area:

Capacity:

DIVERSION # 2

12.00 FEET

10.00 FEET

0.10 ACRES

0.40 ACRE-FEET

THE DAM EXTENDS INTO THE NWSESE SEC 22 TWP 7N RGE 20W RAVALLI

COUNTY.

Period of Use: APRIL 1 TO OCTOBER 31

\*Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty111.00E2SWSE227N20WRAVALLI

**Total:** 11.00

THE PLACE OF USE IS LOCATED IN TRACT 1 OF CERTIFICATE OF SURVEY

NO. 466773-CT, RAVALLI COUNTY.

#### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/03/2014: PRIORITY DATE, FLOW RATE, PERIOD OF DIVERSION, PERIOD OF USE, TYPE OF RIGHT, MEANS OF DIVERSION.

### THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147623-00 Page 3 of 3

DECEMBER 4, 2015 76H 147624-00 Page 1 of 2

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147624-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JOSEPHINE R SWANSON

620 BAILEY LN

CORVALLIS, MT 59828 9641

JAMES B SWANSON 620 BAILEY LN

CORVALLIS, MT 59828 9641

Priority Date: NOVEMBER 22, 1938

Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER

\*Flow Rate: 102.00 GPM

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 6.00

\*Source Name: DRY 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 SWSWSW 23 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Period of Use: APRIL 15 TO OCTOBER 15

### Place of Use:

$\overline{\mathbf{D}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	Twp	Rge	<b>County</b>	
1	6.00		SESE	22	7N	20W	RAVALLI	
Total:	6.00							

THE PLACE OF USE IS LOCATED IN LOTS 2. 3. AND 4 OF AMENDED PLAT # 466773-CT.

### Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/28/1999: POINT OF DIVERSION, MAXIMUM ACRES.

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

THIS ONE. ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147625-00 Page 1 of 2

### PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

### **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147625-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: HOLLORON RANCH LLC

1498 HOLLORAN LN

CORVALLIS, MT 59828 9676

Priority Date: APRIL 1, 1936

Type of Historical Right: USE

Purpose(use): IRRIGATION

**Irrigation Type:** FLOOD

Flow Rate: 1.25 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 40.00

\*Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF HOLLORON GULCH

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 SWNENW 26 7N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

Period of Use: APRIL 15 TO OCTOBER 15

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty140.00W2NW267N20WRAVALLI

**Total:** 40.00

DECEMBER 4, 2015 76H 147625-00 Page 2 of 2

### Place of Use:

ID **Govt Lot** Qtr Sec Sec Twp <u>Acres</u> Rge County

THE PLACE OF USE IS LOCATED IN A PORTION OF TRACT 7-B OF

CERTIFICATE OF SURVEY NO. 664208-R.

## Remarks:

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). CNR-2P-167, DATED 08/01/1955, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO. 179-142, DATED 08/02/1979 APPEARS TO INDICATE 11.93 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE HEADGATE CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147632-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147632-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: JAMES F OMDAHL

5803 E SIDE HWY FLORENCE, MT 59833

DUSTIN MAHN 5786 ELLISON LN FLORENCE, MT 59833

JULIE A HESTER

239 RANCH HOUSE TRL FLORENCE, MT 59833

ALBERTA J YALON 5779 EASTSIDE HWY FLORENCE, MT 59833

DAVID S HURTT 5908 EASTSIDE HWY FLORENCE, MT 59833

MICHAEL J YALON SR 5779 EASTSIDE HWY FLORENCE, MT 59833

VIRGINIA MAHN 5786 ELLISON LN FLORENCE, MT 59833

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

\*Priority Date: DECEMBER 23, 1962

Type of Historical Right: FILED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER

Flow Rate: 7.00 CFS

\*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: 138.00

Source Name: UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

ALSO KNOWN AS NORTH SQUAW GULCH

## \*Point of Diversion and Means of Diversion:

]	$\mathbf{D}$	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	County		
•		3	SWNWSW	18	10N	19W	RAVALLI		

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** PUMP

2 4 SWSWSW 18 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** PUMP

3 4 NESWSW 19 10N 19W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 1

**Diversion Means:** PUMP

Period of Use: APRIL 1 TO OCTOBER 1

### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1	67.00		S2N2	18	10N	19W	RAVALLI
2	41.00	4	S2SW	18	10N	19W	RAVALLI
3	30.00	1	N2NW	19	10N	19W	RAVALLI
Total:	138.00						

### 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.

147630-00 147632-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

AN AMENDMENT WAS SUBMITTED ON 11/09/1988 REQUESTING TO AMEND THE POINT OF DIVERSION, FLOW RATE, PRIORITY DATE . THE AMENDMENT HAS NOT BEEN IMPLEMENTED AS IT HAS NOT BEEN SIGNED BY ALL OWNERS OF DNRC RECORD.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE CAPACITY OF THE DIVERSION AND CONVEYANCE SYSTEM. AVAILABLE DATA SUPPORT A FLOW RATE OF 462-693 GPM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/04/2014, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY 14 ADDITIONAL POTENTIAL OWNERS. SEE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO. 179-134 , DATED 08/02/1979 APPEARS TO INDICATE 19.08 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147647-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147647-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GARY JENKINS

7215 N LANCASTER AVE PORTLAND, OR 97217

MONICA BLACKSHER 7215 N LANCASTER PORTLAND, OR 97217

JOSE B GUTIERREZ

PO BOX 1236

PARADISE, CA 95967

JOANNA GUTIERREZ

PO BOX 1236

PARADISE, CA 95967

DAVID L LEVISON 2170 TIPPERARY WAY MISSOULA, MT 59808 9401

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** MAY 11, 1973

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER

Flow Rate: 50.00 GPM

\*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: 5.00

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Source Name: UNNAMED TRIBUTARY OF BITTERROOT RIVER

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 NWNWNE 30 10N 19W RAVALLI

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** PUMP

Subdivision: EAGLE WATCH SUBD TRACT/LOT: 31

Ditch Name: TAYLOR (VERNON) DITCH
Period of Use: MAY 1 TO SEPTEMBER 30

Place of Use:

ID Acres **Govt Lot** Qtr Sec Sec Twp Rge County 1 2.00 **NENWNE** 10N 19W RAVALLI 30 **Subdivision:** EAGLE WATCH SUBD TRACT/LOT: 31 2 3.00 **NWNWNE** 30 10N 19W RAVALLI

Subdivision: EAGLE WATCH SUBD TRACT/LOT: 31

**Total:** 5.00

THE PLACE OF USE INCLUDES LOTS 31A, 31-B-1, 31-B-2, AND 31C IN EAGLE

WATCH SUBDIVISION.

### Remarks:

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/10/2004, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY GABRIEL KENNETH YOUNG, 2549 MANKAS BLVD, FAIRFIELD, CA, 94534-1841.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/21/1994, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY NOLA I LEVISON, 2170 TIPPERARY WAY, MISSOULA, MT, 59808-9401.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 09/18/2012, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ERIC J SHIELDS, 236 SAINT JOSEPH LN, STEVENSVILLE, MT, 59870-6012.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147737-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LORBIECKE, DOROTHY TRUST

% DOROTHY LORBIECKE 25 LOST LAMB LN

HAMILTON, MT 59840

BALTIMORE LIVING TRUST

BALTIMORE, DAVID & ALICE TRUSTEES

1255 SOUTH GRAND AVE PASADENA, CA 91105 2835

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** JUNE 15, 1865

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 1.25 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 50.00

\*Source Name: SKALKAHO 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 SWSESW 15 5N 20W RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** HUGHES DITCH

2 - SECONDARY SWSESW 7 5N 20W RAVALLI

\*Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

THE POINT OF DIVERSION FOR THIS CLAIM IS SWSESW SEC 15 T5N R20W; THE POINT WHERE THE HUGHES DITCH ORIGINATES FROM SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE REPUBLICAN DITCH AT A POINT SWNESW SEC 7 T5N R20W WHERE THE HUGHES DITCH AND REPUBLICAN DITCH INTERSECT. THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

THE SECONDARY POD FOR THIS EXCHANGE WATER IS ACTUALLY 1,440 FEET UPSTREAM FROM THE POINT OF INTERSECTION OF THE HUGHES AND REPUBLICAN DITCHES IN THE SWNESW SEC 7 T5N R20W. THE EXCHANGE WATER IS TAKEN AT THIS POINT INTO A REPUBLICAN DITCH LATERAL AND IS

DELIVERED TO THE PLACE OF USE.

Period of Use: APRIL 15 TO OCTOBER 15

### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
1	10.00		W2SENE	12	5N	21W	RAVALLI
2	40.00		SWNE	12	5N	21W	RAVALLI
Total:	50.00						

## 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.

147737-00 211285-00 211286-00 211287-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147737-00 147738-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

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ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/20/2014, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY SUE MOSBRUCKER.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/20/2014, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JOHN LORBIECKE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147738-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147738-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: LORBIECKE, DOROTHY TRUST

% DOROTHY LORBIECKE 25 LOST LAMB LN

HAMILTON, MT 59840

BALTIMORE LIVING TRUST

BALTIMORE, DAVID & ALICE TRUSTEES

1255 SOUTH GRAND AVE PASADENA, CA 91105 2835

Priority Date: JUNE 15, 1865

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SKALKAHO 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 SWSESW 15 5N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE
Ditch Name: HUGHES DITCH

### \*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> 2 - SECONDARY SWSESW 7 5N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

THE POINT OF DIVERSION FOR THIS CLAIM IS SWSESW SEC 15 T5N R20W; THE POINT WHERE THE HUGHES DITCH ORIGINATES FROM SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE REPUBLICAN DITCH AT A POINT SWNESW SEC 7 T5N R20W WHERE THE HUGHES DITCH AND REPUBLICAN DITCH INTERSECT. THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI, CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

THE SECONDARY POD FOR THIS EXCHANGE WATER IS ACTUALLY 1,440 FEET UPSTREAM FROM THE POINT OF INTERSECTION OF THE HUGHES AND REPUBLICAN DITCHES IN THE SWNESW SEC 7 T5N R20W. THE EXCHANGE WATER IS TAKEN AT THIS POINT INTO A REPUBLICAN DITCH LATERAL AND IS

DELIVERED TO THE PLACE OF USE.

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
1			W2SENE	12	5N	21W	RAVALLI
2			SWNE	12	5N	21W	RAVALLI

## Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147737-00 147738-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/26/2014, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JOHN LORBEICKE.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 02/26/2014, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY SUE MOSBRUCKER.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147746-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147746-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MARY JEAN MILLER

608 S 4TH ST

HAMILTON, MT 59840

SKIBSTED, ERIC TRUST

US BANK TRUST NATIONAL ASSOC

PO BOX 4787

MISSOULA, MT 59806

SKIBSTED ERIC FAMILY TRUST 201 E MANSION HUGHES DR

MISSOULA, MT 59803

**Priority Date:** MAY 1, 1872

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 112.20 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 6.67

Source Name: SKALKAHO 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 NENENW 7 5N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: REPUBLICAN DITCH

2 - SECONDARY NENESW 6 5N 20W RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

Ditch Name: NICOL-HART LATERAL

WATER FROM REPUBLICAN DITCH IS CONVEYED THROUGH NICOL-HART

LATERAL TO THE PLACE OF USE.

THE POINT OF DIVERSION FOR THIS CLAIM IS NENENW SEC 7 T5N R20W THE POINT WHERE THE REPUBLICAN DITCH INTERSECTS SKALKAHO CREEK. THIS CLAIM IS PART OF THE SKALKAHO CREEK AND BITTERROOT RIVER WATER EXCHANGE. WATER FROM THE BITTERROOT RIVER IS EXCHANGED FOR WATER FROM SKALKAHO CREEK THAT IS DIVERTED INTO THE SKALKAHO HI LINE (SWSWNE SEC 30 T5N R19W) AND WARD DITCHES (SWSESW SEC 15 T5N R20W). THE EXCHANGED WATER RELATIONSHIP IS DESCRIBED IN - RE THE PETITION FOR ORGANIZATION AND ESTABLISHMENT OF AN IRRIGATION DISTRICT IN RAVALLI COUNTY, TO BE KNOWN AS DALY DITCHES IRRIGATION DISTRICT, FOURTH JUDICIAL DISTRICT IN AND FOR THE COUNTY OF RAVALLI,

CAUSE NO. DV-82-95, AND 209 MONT. 218 (1984).

Period of Use: MAY 1 TO OCTOBER 1

## Place of Use:

<u>ID</u>	Acres	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	2.40	4	NWNWNW	6	5N	20W	RAVALLI
2	1.17	4	SWSWSW	31	6N	20W	RAVALLI
3	3.10	4	SWSWSW	31	6N	20W	RAVALLI
Total:	6.67						

### Remarks:

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

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## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 26.9 MINER'S INCHES DECREED IN CASE NO. 2149, RAVALLI COUNTY. 12071-00, 12072-00, 147746-00.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. USDA AERIAL PHOTOGRAPH NO(S). 179-116, DATED 08/02/1979, APPEARS TO INDICATE 0.62 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147747-00 Page 1 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147747-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SPERRY REVOCABLE LIVING TRUST

5163 EASTSIDE HWY STEVENSVILLE, MT 59870

THELMA MOODY 5725 EASTSIDE HWY

STEVENSVILLE, MT 59870 6686

BAKER FAMILY REVOCABLE TRUST %ROBELYN V BAKER, TRUSTEE

**PO BOX 116** 

FLORENCE, MT 59833

GARY R INCE PO BOX 566

STEVENSVILLE, MT 59870

ROLAND V MOODY 5125 EASTSIDE HWY

STEVENSVILLE, MT 59870 6686

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** MARCH 1, 1912

Type of Historical Right: USE

Purpose(use): IRRIGATION

Irrigation Type: FLOOD \*Flow Rate: 2.27 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.

THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

\*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: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF THREEMILE CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS WASTE WATER FROM SUPPLY DITCH

THE SOURCE IS WATER COLLECTED IN THE SUPPLY DITCH.

### \*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 NWSWNE 1 9N 20W RAVALLI

\*Period of Diversion: APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

\*Period of Use: APRIL 1 TO OCTOBER 31

Place of Use:

IDAcresGovt LotQtr SecSecTwpRgeCounty160.00N2NW19N20WRAVALLI

**Total:** 60.00

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147747-00 147748-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE. THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 147747-00, 147748-00, 148004-00, 148005-00.

USDA AERIAL PHOTOGRAPH NO. 179-136, DATED 08/02/1979 APPEARS TO INDICATE 43.18 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). CNR-2P-182, DATED 08/01/1955, APPEARS TO INDICATE 39.53 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147748-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147748-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: SPERRY REVOCABLE LIVING TRUST

5163 EASTSIDE HWY STEVENSVILLE, MT 59870

BAKER FAMILY REVOCABLE TRUST %ROBELYN V BAKER, TRUSTEE

**PO BOX 116** 

FLORENCE, MT 59833

THELMA MOODY 5725 EASTSIDE HWY

STEVENSVILLE, MT 59870 6686

GARY R INCE PO BOX 566

STEVENSVILLE, MT 59870

ROLAND V MOODY 5125 EASTSIDE HWY

STEVENSVILLE, MT 59870 6686

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF

THE OWNERS.

**Priority Date:** MARCH 1, 1912

Type of Historical Right: USE

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

DECEMBER 4, 2015 76H 147748-00 Page 2 of 3

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF THREEMILE CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS WASTE WATER FROM SUPPLY DITCH

\*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 NWNWNW 1 9N 20W RAVALLI

\*Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

\*Period of Use: APRIL 1 TO OCTOBER 31

\*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 NWNWNW 1 9N 20W RAVALLI

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147747-00 147748-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 147747-00, 147748-00, 148004-00, 148005-00.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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DECEMBER 4, 2015 76H 147764-00 Page 1 of 3

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147764-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: RONALD HOLTON

1120 SKALKAHO HWY HAMILTON, MT 59840

ELLEN HOLTON 1120 SKALKAHO HWY HAMILTON, MT 59840

**Priority Date:** MARCH 1, 1883

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

**Irrigation Type:** SPRINKLER

Flow Rate: 24.35 GPM

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 1.50

\*Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF SKALKAHO CREEK

Source Type: SURFACE WATER

THE SOURCE IS WATER COLLECTED ALONG THE ENTIRE LENGTH OF THE SKALKAHO HIGHLINE DITCH WITHIN THE POINT OF DIVERSION LEGAL LAND

DESCRIPTION.

\*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 NESESE 15 5N 20W RAVALLI

\*Period of Diversion: MAY 1 TO OCTOBER 1

**Diversion Means:** DITCH

## \*Point of Diversion and Means of Diversion:

IDGovt LotQtr SecSecTwpRgeCounty2 - SECONDARYNWSESE155N20WRAVALLI

\*Period of Diversion: MAY 1 TO OCTOBER 1
Diversion Means: DIVERSION DAM

WATER DIVERTED FROM AN UNNAMED TRIBUTARY OF SKALKAHO CREEK IS CONVEYED TO AN UNNAMED DITCH WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NWSESE SEC 15 TWP 5N RGE

20W RAVALLI COUNTY.

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS

CLAIM.

Reservoir: OFFSTREAM

Govt Lot Qtr Sec Sec Twp Rge County
NWSESE 15 5N 20W RAVALLI

Diversion to Reservoir: DIVERSION # 1
Depth: 10.00 FEET
Surface Area: 0.03 ACRES
Capacity: 0.12 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL

RESERVOIR DATA.

Period of Use: MAY 1 TO OCTOBER 1

\*Place of Use:

$\overline{\mathbf{ID}}$	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	County
1	0.75		NENENE	22	5N	20W	RAVALLI
2	0.75		NWNWNW	23	5N	20W	RAVALLI
Total:	1.50						

## Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/14/2007: SOURCE, POINT OF DIVERSION, PLACE OF USE.

THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147764-00 Page 3 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147768-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MATTHEW P LAWSON

703 DRY GULCH RD

STEVENSVILLE, MT 59870 6044

AUSTIN K CROWLEY 1508 LINDSAY LN

STEVENSVILLE, MT 59870 6046

JANICE WATERS 5019 LINDSAY LN

STEVENSVILLE, MT 59870 6022

CHRISTINE PHIPPS 691 DRY GULCH RD

STEVENSVILLE, MT 59870 6027

BAILEY R TENNANT 723 DRY GULCH RD STEVENSVILLE, MT 59870

ROGER WATERS 5019 LINDSAY LN

STEVENSVILLE, MT 59870 6022

JOSHUA P LORDS 697 DRY GULCH RD STEVENSVILLE, MT 59870

REBECKA LORDS 800 N BURNT FORK RD STEVENSVILLE, MT 59870

GARRET T TENNANT 723 DRY GULCH RD STEVENSVILLE, MT 59870 BRUCE S PARKS 723 DRY GULCH STEVENSVILLE, MT 59870 6044

ZTL MOUNTAIN VIEW PROPERTIES LLP 697 DRY GULCH RD STEVENSVILLE, MT 59870

KENNETH WEINHEIMER 665 DRY GULCH RD STEVENSVILLE, MT 59870 6027

MARTI WEBER 695 DRY GULCH RD STEVENSVILLE, MT 59870 6027

AUSTIN J LORDS 697 DRY GULCH RD STEVENSVILLE, MT 59870

REBECCA D LAWSON 703 DRY GULCH RD STEVENSVILLE, MT 59870 6044

RONALD D LORDS JR 111 W 3RD ST STEVENSVILLE, MT 59870 2030

MICHELLE R PARKS 723 DRY GULCH STEVENSVILLE, MT 59870 6044

KELLIEANN MORRIS 675 DRY GULCH STEVENSVILLE, MT 59870 6027

JESSICA S CROWLEY 1508 LINDSAY LN STEVENSVILLE, MT 59870 6046

SHANNON R MORRIS 675 DRY GULCH STEVENSVILLE, MT 59870 6027

MATT WEBER 695 DRY GULCH RD STEVENSVILLE, MT 59870

KEITH PHIPPS 691 DRY GULCH RD

STEVENSVILLE, MT 59870 6027

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: SEPTEMBER 20, 1971

Type of Historical Right: FILED

Purpose(use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

DECEMBER 4, 2015 76H 147768-00 Page 3 of 4

Flow Rate: 2.00 CFS

\*Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE

AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 53.50

\*Source Name: SPRING, UNNAMED TRIBUTARY OF DRY GULCH

Source Type: SURFACE WATER

INCLUDES WASTE AND SEEPAGE

### 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 NWNWNE 28 10N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	Rge	<b>County</b>
1	6.00		SESWSE	21	10N	19W	RAVALLI
2	5.20		W2NENE	28	10N	19W	RAVALLI
3	36.50		NWNE	28	10N	19W	RAVALLI
4	5.80		SENENW	28	10N	19W	RAVALLI
Total:	53.50						

## Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147768-00 147769-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE PERIOD OF DIVERSION MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF THE PERIOD OF USE ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 1 TO OCTOBER 31.

USDA AERIAL PHOTOGRAPH NO(S). 379-47 , DATED 08/16/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDI AERIAL PHOTOGRAPH NO. CNR-3P-47 , DATED 08/01/1955 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE SPRING CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE PLACE OF USE DESCRIBED ON THE FILED NOTICE OF APPROPRIATION IS INCONSISTENT WITH THE CLAIMED PLACE OF USE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

# PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147769-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GARRET T TENNANT

723 DRY GULCH RD STEVENSVILLE, MT 59870

MATTHEW P LAWSON 703 DRY GULCH RD

STEVENSVILLE, MT 59870 6044

REBECCA D LAWSON 703 DRY GULCH RD

STEVENSVILLE, MT 59870 6044

JANICE WATERS 5019 LINDSAY LN

STEVENSVILLE, MT 59870 6022

ROGER WATERS 5019 LINDSAY LN

STEVENSVILLE, MT 59870 6022

KELLIEANN MORRIS 675 DRY GULCH

STEVENSVILLE, MT 59870 6027

MARTI WEBER 695 DRY GULCH RD

STEVENSVILLE, MT 59870 6027

ZTL MOUNTAIN VIEW PROPERTIES LLP

697 DRY GULCH RD STEVENSVILLE, MT 59870

BAILEY R TENNANT 723 DRY GULCH RD STEVENSVILLE, MT 59870 KENNETH WEINHEIMER 665 DRY GULCH RD

STEVENSVILLE, MT 59870 6027

JOSHUA P LORDS 697 DRY GULCH RD STEVENSVILLE, MT 59870

AUSTIN J LORDS 697 DRY GULCH RD STEVENSVILLE, MT 59870

RONALD D LORDS JR 111 W 3RD ST STEVENSVILLE, MT 59870 2030

MATT WEBER 695 DRY GULCH RD STEVENSVILLE, MT 59870

REBECKA LORDS 800 N BURNT FORK RD STEVENSVILLE, MT 59870

BRUCE S PARKS 723 DRY GULCH STEVENSVILLE, MT 59870 6044

MICHELLE R PARKS 723 DRY GULCH STEVENSVILLE, MT 59870 6044

CHRISTINE PHIPPS 691 DRY GULCH RD STEVENSVILLE, MT 59870 6027

KEITH PHIPPS 691 DRY GULCH RD STEVENSVILLE, MT 59870 6027

SHANNON R MORRIS 675 DRY GULCH

STEVENSVILLE, MT 59870 6027

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

SEPTEMBER 20, 1971

Type of Historical Right: FILED

**Priority Date:** 

Purpose(use): STOCk

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

DECEMBER 4, 2015 76H 147769-00 Page 3 of 4

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

\*Source Name: SPRING. UNNAMED TRIBUTARY OF DRY GULCH

Source Type: SURFACE WATER

INCLUDES WASTE AND SEEPAGE

## 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 NWNWNE 28 10N 19W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

Period of Use: JANUARY 1 TO DECEMBER 31

#### Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>	
1			SESWSE	21	10N	19W	RAVALLI	
2			NWNWNE	28	10N	19W	RAVALLI	

### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147768-00 147769-00

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

## THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE SPRING CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE PRIORITY DATE MAY BE QUESTIONABLE. THE PLACE OF USE DESCRIBED ON THE FILED NOTICE OF APPROPRIATION IS INCONSISTENT WITH THE CLAIMED PLACE OF USE.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

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## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147773-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GARY A PRICHARD

3883 S HOMESVILLE RD LA PORTE, IN 46350

AMY M PRICHARD 3883 S HOMESVILLE RD LA PORTE, IN 46350

**Priority Date:** OCTOBER 15, 1937

Type of Historical Right: DECREED

Purpose(use): IRRIGATION

Irrigation Type: FLOOD

Flow Rate: 2.02 CFS

\*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: 19.00

Source Name: BITTERROOT RIVER
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

IDGovt LotQtr SecSecTwpRgeCounty12NENWNE39N20WRAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE **Ditch Name:** LUBY DITCH

Period of Use: APRIL 15 TO OCTOBER 15

### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<b>Twp</b>	<u>Rge</u>	<b>County</b>
1	6.00		NWNENW	35	10N	20W	RAVALLI
2	3.00		SENENW	35	10N	20W	RAVALLI
3	8.00		SWNENW	35	10N	20W	RAVALLI
4	2.00		NWSENW	35	10N	20W	RAVALLI
Total	19.00						

THE PLACE OF USE INCLUDES LOTS 27, 28, AND 29 OF FLORENTINE ACRES.

#### 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.

147772-00 147773-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147773-00 147774-00

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

THE FOLLOWING ISSUES WERE IDENTIFIED BY THE DNRC DURING ITS EXAMINATION OF THIS WATER RIGHT CLAIM.

THE CLAIMED FLOW RATE IS 47.71 GPM/AC. IT APPEARS A VOLUME QUANTIFICATION MAY BE REQUIRED TO ADEQUATELY ADMINISTER THIS RIGHT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND RELATED MATERIALS CAN BE REVIEWED AT THE OFFICE LOCATIONS IDENTIFIED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

DECEMBER 4, 2015 76H 147773-00 Page 3 of 3

## PRELIMINARY DECREE MAINSTEM BITTERROOT RIVER AND EAST SIDE SUBBASIN 76HA ABSTRACT OF WATER RIGHT CLAIM

## **IMPORTANT NOTICE**

YOUR WATER RIGHT AS SHOWN ON THIS ABSTRACT MAY HAVE <u>CHANGES</u> FROM YOUR WATER RIGHT AS CLAIMED OR AMENDED. AN ASTERISK (\*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (DNRC) DURING THE EXAMINATION PROCESS. THESE CHANGES ARE AUTHORIZED BY THE MONTANA SUPREME COURT WATER RIGHT CLAIMS EXAMINATION RULES OR BY ORDER OF THE WATER COURT.

OBJECTIONS MAY BE FILED ACCORDING TO THE PROCEDURES OUTLINED IN THE DOCUMENT ENTITLED "NOTICE OF ENTRY OF PRELIMINARY DECREE AND NOTICE OF AVAILABILITY."

Water Right Number: 76H 147774-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: GARY A PRICHARD

3883 S HOMESVILLE RD LA PORTE, IN 46350

AMY M PRICHARD 3883 S HOMESVILLE RD LA PORTE, IN 46350

**Priority Date:** OCTOBER 15, 1937

Type of Historical Right: DECREED

Purpose(use): STOCK

\*Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE

CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT

HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

\*Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR

STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER

SOURCE.

Source Name: BITTERROOT RIVER

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 2 NENWNE 3 9N 20W RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE **Ditch Name:** LUBY DITCH

Period of Use: JANUARY 1 TO DECEMBER 31

#### \*Place of Use:

<u>ID</u>	<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<b>County</b>
1			NWNENW	35	10N	20W	RAVALLI
2			SENENW	35	10N	20W	RAVALLI
3			SWNENW	35	10N	20W	RAVALLI
4			SENW	35	10N	20W	RAVALLI

THE PLACE OF USE IS LOCATED IN LOTS 27, 28, AND 29 OF FLORENTINE ACRES.

#### Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

147773-00 147774-00

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

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THE DNRC EXAMINATION OF THIS CLAIM FOUND NO SIGNIFICANT FACTS, DATA, OR ISSUES TO REPORT TO THE WATER COURT.

A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING SUBJECT TO OTHER RIGHTS ON YOUR SOURCE OF SUPPLY. FINALLY, YOUR WATER RIGHT MAY BE SUBJECT TO INDIAN RESERVED AND FEDERAL RESERVED WATER RIGHTS.

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