

**PRELIMINARY DECREE  
 MAINSTEM 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SEN	WNE	14	8N	19W	RAVALLI

**Period of Diversion:** MAY 1 TO SEPTEMBER 1  
**Diversion Means:** HEADGATE  
**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)  
**Period of Use:** MAY 1 TO SEPTEMBER 1

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	18.00		SWSW	4	8N	19W	RAVALLI
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**Place of Use:**

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<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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91	9.00		NENW	13	8N	20W	RAVALLI
<b>Total:</b>	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."**

**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.**

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

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**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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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**Period of Diversion:** MAY 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

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

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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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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 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.**

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**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</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)  
**Period of Use:** MAY 1 TO SEPTEMBER 1

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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		SESW	6	8N	19W	RAVALLI
7	36.00		SWNW	6	8N	19W	RAVALLI
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<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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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>
87	37.00		SWSE	12	8N	20W	RAVALLI
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90	16.00		NWNE	13	8N	20W	RAVALLI
91	9.00		NENW	13	8N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	14	8N	19W	RAVALLI

**Period of Diversion:** MAY 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

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

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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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<b>Total:</b>	2,714.00						

Remarks:

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

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**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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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**Period of Diversion:** MAY 1 TO SEPTEMBER 1

**Diversion Means:** HEADGATE

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

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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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5	40.00		SWSW	5	8N	19W	RAVALLI
6	23.00		SESW	6	8N	19W	RAVALLI
7	36.00		SWSW	6	8N	19W	RAVALLI
8	25.00		SESW	6	8N	19W	RAVALLI
9	32.00		NWSW	6	8N	19W	RAVALLI
10	38.00		SESW	6	8N	19W	RAVALLI
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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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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55	40.00		SWNW	9	8N	19W	RAVALLI
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57	40.00		NWSE	9	8N	19W	RAVALLI
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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
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86	37.00		SESE	12	8N	20W	RAVALLI

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
<b>Total:</b>	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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SEN	WNE	14	8N	19W	RAVALLI

**Period of Diversion:** MAY 1 TO SEPTEMBER 1  
**Diversion Means:** HEADGATE  
**Ditch Name:** HIGHLINE DITCH (HEADGATE 1)  
**Period of Use:** MAY 1 TO SEPTEMBER 1

**Place of Use:**

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

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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90	16.00		NWNE	13	8N	20W	RAVALLI
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<b>Total:</b>	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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**PRELIMINARY DECREE  
MAINSTEM BITTERROOT RIVER AND EAST SIDE  
SUBBASIN 76HA  
ABSTRACT OF WATER RIGHT CLAIM**

**IMPORTANT NOTICE**

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**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</u>	<u>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)  
**Period of Use:** MAY 1 TO SEPTEMBER 1

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
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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
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42	32.00		SESE	8	8N	19W	RAVALLI
43	15.00		SWSE	8	8N	19W	RAVALLI

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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85	30.00		NWSE	12	8N	20W	RAVALLI
86	37.00		SESE	12	8N	20W	RAVALLI

**Place of Use:**

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

**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 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 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</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)

**Period of Use:** MAY 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	18.00		SWSW	4	8N	19W	RAVALLI
2	33.00		SWSE	5	8N	19W	RAVALLI
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**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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85	30.00		NWSE	12	8N	20W	RAVALLI
86	37.00		SESE	12	8N	20W	RAVALLI



**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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<b>Total:</b>	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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**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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	3	6N	18W	RAVALLI

**\*Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

2 - SECONDARY		SE	11	8N	19W	RAVALLI
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

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

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

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

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

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

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.

**\*Reservoir:** ONSTREAM

	<b><u>Govt Lot</u></b>	<b><u>Qtr Sec</u></b>	<b><u>Sec</u></b>	<b><u>Twp</u></b>	<b><u>Rge</u></b>	<b><u>County</u></b>
		NESENW	3	6N	18W	RAVALLI
<b>Diversion to Reservoir:</b>	DIVERSION # 1					
<b>Dam Height:</b>	40.00 FEET					
<b>Depth:</b>	37.00 FEET					
<b>Surface Area:</b>	49.00 ACRES					
<b>Capacity:</b>	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:**

<b><u>ID</u></b>	<b><u>Acres</u></b>	<b><u>Govt Lot</u></b>	<b><u>Qtr Sec</u></b>	<b><u>Sec</u></b>	<b><u>Twp</u></b>	<b><u>Rge</u></b>	<b><u>County</u></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
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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 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>
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
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 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>
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
<b>Total:</b>	<b>2,714.00</b>						

**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.

**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."**

**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 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 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</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

**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	10.00		N2NWNE	1	6N	20W	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:

<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>
44	150.00		SW	12	7N	20W	RAVALLI
45	5.00		NENWNE	13	7N	20W	RAVALLI
46	20.00		NENW	13	7N	20W	RAVALLI
47	40.00		NWNW	13	7N	20W	RAVALLI
48	20.00		SWNW	13	7N	20W	RAVALLI
49	40.00		W2SW	13	7N	20W	RAVALLI
50	640.00		W2SW	14	7N	20W	RAVALLI
51	320.00		E2	15	7N	20W	RAVALLI
52	160.00		E2W2	15	7N	20W	RAVALLI
53	160.00		NE	22	7N	20W	RAVALLI
54	80.00		E2SE	22	7N	20W	RAVALLI
55	40.00		SESW	22	7N	20W	RAVALLI
56	10.00		E2SWSW	22	7N	20W	RAVALLI
57	140.00		NE	23	7N	20W	RAVALLI
58	130.00		SE	23	7N	20W	RAVALLI
59	320.00		W2	23	7N	20W	RAVALLI
60	5.00		NWNWNW	24	7N	20W	RAVALLI
61	5.00		W2W2NW	25	7N	20W	RAVALLI
62	10.00		S2SWSW	25	7N	20W	RAVALLI
63	145.00		NE	26	7N	20W	RAVALLI
64	135.00		SE	26	7N	20W	RAVALLI
65	320.00		W2	26	7N	20W	RAVALLI
66	10.00		NENE	27	7N	20W	RAVALLI
67	26.00		SWNE	27	7N	20W	RAVALLI
68	40.00		SENE	27	7N	20W	RAVALLI
69	320.00		S2	27	7N	20W	RAVALLI
70	40.00		NESE	28	7N	20W	RAVALLI
71	160.00		NE	34	7N	20W	RAVALLI
72	10.00		N2N2NESW	34	7N	20W	RAVALLI
73	640.00			35	7N	20W	RAVALLI
74	25.00		W2NW	36	7N	20W	RAVALLI
75	40.00		SE	36	7N	20W	RAVALLI
76	130.00		SW	36	7N	20W	RAVALLI
77	25.00		NW	6	8N	19W	RAVALLI
78	5.00		W2SWNE	18	8N	19W	RAVALLI
79	125.00		NW	18	8N	19W	RAVALLI
80	17.00		NWSE	18	8N	19W	RAVALLI
81	3.00		SWSE	18	8N	19W	RAVALLI
82	155.00		SW	18	8N	19W	RAVALLI
83	35.00		NENW	19	8N	19W	RAVALLI
84	30.00		SENE	19	8N	19W	RAVALLI
85	60.00		W2NW	19	8N	19W	RAVALLI
86	10.00		N2NESW	19	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>
87	55.00		W2SW	19	8N	19W	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		N2NWNW	2	8N	20W	RAVALLI
92	40.00		SWNE	2	8N	20W	RAVALLI
93	40.00		SENE	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:**

<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>
130	30.00		NWNW	36	8N	20W	RAVALLI
131	10.00		S2SE	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

**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>
173	40.00		NENW	30	9N	19W	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

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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		SENESE	13	10N	20W	RAVALLI
220	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>35,378.00</b>						

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.**

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

**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 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 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</u>	<u>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>
2		E2	12	8N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO SEPTEMBER 15						
<b>Diversion Means:</b> DITCH						
<b>Ditch Name:</b> BITTERROOT IRRIGATION DISTRICT CANAL						
3		SESESW	12	8N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO SEPTEMBER 15						
<b>Diversion Means:</b> DITCH						
<b>Ditch Name:</b> BITTERROOT IRRIGATION DISTRICT CANAL						
4		NENENW	13	8N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO SEPTEMBER 15						
<b>Diversion Means:</b> DITCH						
<b>Ditch Name:</b> BITTERROOT IRRIGATION DISTRICT CANAL						
<b>Period of Use:</b> APRIL 1 TO SEPTEMBER 15						

**\*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	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:**

<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>
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
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

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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		SENESE	13	10N	20W	RAVALLI
81	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>17,046.00</b>						

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
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
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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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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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
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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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
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**\*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>
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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.

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

**IMPORTANT NOTICE**

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**Water Right Number:** 76H 120000-00 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:** MARCH 20, 1882

**Type of Historical Right:** DECREED

**Purpose(use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Flow Rate:** 1.33 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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**\*Place of Use:**

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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
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
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64	15.00		W2NENE	28	10N	19W	RAVALLI
65	40.00		NWNE	28	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

**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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
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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
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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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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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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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79	10.00		S2SESE	12	10N	20W	RAVALLI
80	5.00		SENE	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.**

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**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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	640.00			3	9N	19W	RAVALLI
2	640.00			4	9N	19W	RAVALLI
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4	640.00			6	9N	19W	RAVALLI
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**\*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>
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45	80.00		E2SW	13	9N	20W	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
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73	320.00		E2	31	10N	19W	RAVALLI
74	40.00		SESW	31	10N	19W	RAVALLI
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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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
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12	15.00		E2E2SE	11	9N	19W	RAVALLI
13	135.00		SW	11	9N	19W	RAVALLI
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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
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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
40	30.00		SWNE	1	9N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
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**Total:** 17,046.00

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**Remarks:**

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- 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
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- 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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**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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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**\*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>
44	160.00		NW	13	9N	20W	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.

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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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
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<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>
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**Total:** 17,046.00

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

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**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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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**Total:** 17,046.00

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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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120024-00	120025-00	120026-00	120028-00	120031-00	120032-00	120033-00
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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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
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6	640.00			8	9N	19W	RAVALLI
7	640.00			9	9N	19W	RAVALLI
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9	160.00		SE	10	9N	19W	RAVALLI
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43	320.00		E2	13	9N	20W	RAVALLI

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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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:**

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

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**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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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**Total:** 17,046.00

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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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
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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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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45	80.00		E2SW	13	9N	20W	RAVALLI
46	320.00		E2	24	9N	20W	RAVALLI
47	80.00		E2NW	24	9N	20W	RAVALLI
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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
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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:**

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.**

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**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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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**\*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>
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**Total:** 17,046.00

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**Remarks:**

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- 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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**PRELIMINARY DECREE  
MAINSTEM 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SEN	WNW	11	8N	19W RAVALLI

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

**Diversion Means:** HEADGATE

2 - SECONDARY		NE	SENW	33	9N	19W RAVALLI
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**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

**\*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	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
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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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34	20.00		NWSE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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77	640.00			34	10N	19W	RAVALLI
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80	5.00		SENE	13	10N	20W	RAVALLI
81	10.00		E2SENE	13	10N	20W	RAVALLI

**Total:** 17,046.00

**\*Place of Use:**

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.**

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



**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 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 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:**

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**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.**

**PRELIMINARY DECREE  
 MAINSTEM 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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**\*Place of Use:**

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**Total:** 17,046.00

ONLY 7891.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 17246.00 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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
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40	30.00		SWNE	1	9N	20W	RAVALLI
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43	320.00		E2	13	9N	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>
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46	320.00		E2	24	9N	20W	RAVALLI
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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.**

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

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**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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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**Total:** 17,046.00

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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.

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MAINSTEM 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1 - SECONDARY		NE	SE	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

**\*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	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
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36	80.00		N2NE	30	9N	19W	RAVALLI
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38	40.00		NENW	30	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:**

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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:**

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."**

**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**

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**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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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**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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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- 120002-00    120003-00    120004-00    120005-00    120006-00    120007-00    120008-00
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- 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
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- 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.

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

**IMPORTANT NOTICE**

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**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

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**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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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		SENE	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."**

**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 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 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
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**Period of Diversion:** APRIL 1 TO OCTOBER 1

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

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	9	9N	19W	RAVALLI

**Period of Diversion:** APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

2		NE	11	9N	19W	RAVALLI
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**Period of Diversion:** APRIL 1 TO OCTOBER 1

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

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	9	9N	19W	RAVALLI

**Period of Diversion:** APRIL 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

2		NE	11	9N	19W	RAVALLI
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**Period of Diversion:** APRIL 1 TO OCTOBER 1

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

**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 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 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

**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	20.00		N2N2N2	4	9N	19W	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:**

<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>
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		SENE	13	10N	20W	RAVALLI
56	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>5,706.00</b>						

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.**

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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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESESE	26	10N	19W	RAVALLI	
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 1							
<b>Diversion Means:</b> HEADGATE							
2		SESESE	26	10N	19W	RAVALLI	
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 1							
<b>Diversion Means:</b> 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		SWSESE	26	10N	19W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 1						
<b>Diversion Means:</b> PUMP						
4		NESWSE	34	10N	19W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 1						
<b>Diversion Means:</b> PUMP						
5		NENWNE	35	10N	19W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 1						
<b>Diversion Means:</b> PUMP						
6		SESENW	35	10N	19W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 1						
<b>Diversion Means:</b> PUMP						
<b>Period of Use:</b> APRIL 1 TO OCTOBER 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	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
<b>Total:</b>	<b>512.00</b>						

**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."**

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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 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 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</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
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**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
<b>Period of Diversion:</b> APRIL 1 TO AUGUST 1						
<b>Diversion Means:</b> PUMP						
4		NWNESE	35	10N	19W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO AUGUST 1						
<b>Diversion Means:</b> PUMP						
<b>Period of Use:</b> APRIL 1 TO AUGUST 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	18.00		S2N2	35	10N	19W	RAVALLI
2	53.00		N2S2	35	10N	19W	RAVALLI
<b>Total:</b>	<u>71.00</u>						

**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."**

**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 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 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</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:**

<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	10.00		N2NWNE	1	6N	20W	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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		SENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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
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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 03/23/2000: 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.**

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**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	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:**

<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	10.00		N2NWNE	1	6N	20W	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		E2SE	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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		SENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	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:**

<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	10.00		N2NWNE	1	6N	20W	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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
<b>Total:</b>	<b>31,473.00</b>						

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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
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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
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30	320.00		E2	15	7N	20W	RAVALLI
31	160.00		E2W2	15	7N	20W	RAVALLI
32	160.00		NE	22	7N	20W	RAVALLI
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36	140.00		NE	23	7N	20W	RAVALLI
37	130.00		SE	23	7N	20W	RAVALLI
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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:**

<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>
44	320.00		W2	26	7N	20W	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
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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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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		SENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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		E2SE	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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
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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:**

<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>
87	40.00		NWNW	13	8N	20W	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
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93	45.00		E2NE	15	8N	20W	RAVALLI
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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
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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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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
<b>Total:</b>	<b>31,473.00</b>						

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

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**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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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		E2SE	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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
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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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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		SENESE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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
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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:**

<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>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
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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
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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		SENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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

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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.

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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."**

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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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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

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<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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

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130	640.00			16	9N	19W	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
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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



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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
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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
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<b>Total:</b>	<b>31,473.00</b>						

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- 120048-00    120049-00    120050-00    120051-00    120052-00    120053-00    120054-00
- 30014978

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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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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		SENESE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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

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**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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWNE	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:**

<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	10.00		N2NWNE	1	6N	20W	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		E2SE	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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		SENESE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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

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**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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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		E2SE	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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
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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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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		SENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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
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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
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31	160.00		E2W2	15	7N	20W	RAVALLI
32	160.00		NE	22	7N	20W	RAVALLI
33	80.00		E2SE	22	7N	20W	RAVALLI
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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:**

<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>
44	320.00		W2	26	7N	20W	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
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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
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**\*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>
87	40.00		NWNW	13	8N	20W	RAVALLI
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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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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		SENESE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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."**

**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 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 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</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:**

<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	10.00		N2NWNE	1	6N	20W	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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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
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119	640.00			7	9N	19W	RAVALLI
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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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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
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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:**

<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>
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		SENE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	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:**

<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	10.00		N2NWNE	1	6N	20W	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		E2SE	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:**

<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>
44	320.00		W2	26	7N	20W	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	N2NWNW		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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
173	35.00		SWSW	8	10N	19W	RAVALLI
174	261.00		N2	18	10N	19W	RAVALLI
175	15.00		NESW	18	10N	19W	RAVALLI
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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
<b>Total:</b>	<b>31,473.00</b>						

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.

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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:**

<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>
44	320.00		W2	26	7N	20W	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	N2NWNW		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:**

<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>
87	40.00		NWNW	13	8N	20W	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

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<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>
130	640.00			16	9N	19W	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
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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



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<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>
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
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194	640.00			33	10N	19W	RAVALLI
195	640.00			34	10N	19W	RAVALLI
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<b>Total:</b>	<b>31,473.00</b>						

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**Remarks:**

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- 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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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		SENESE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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		E2SE	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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
<b>Total:</b>	<b>31,473.00</b>						

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

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**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.

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	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:**

<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	10.00		N2NWNE	1	6N	20W	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		E2SE	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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		SENESE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	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:**

<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	10.00		N2NWNE	1	6N	20W	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
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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:**

<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>
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50	160.00		NE	34	7N	20W	RAVALLI
51	10.00	N2N2NESW		34	7N	20W	RAVALLI
52	640.00			35	7N	20W	RAVALLI
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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		N2NWNW	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
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85	20.00		NWNE	13	8N	20W	RAVALLI
86	30.00		NENW	13	8N	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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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		SENESE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
44	320.00		W2	26	7N	20W	RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENE	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		SENE	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		N2NWNW	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENE	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:**

<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>
87	40.00		NWNW	13	8N	20W	RAVALLI
88	320.00		S2	13	8N	20W	RAVALLI
89	80.00		E2NE	14	8N	20W	RAVALLI
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91	40.00		SWNW	14	8N	20W	RAVALLI
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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
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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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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
<b>Total:</b>	<b>31,473.00</b>						

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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
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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:**

<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>
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
<b>Total:</b>	<b>31,473.00</b>						

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

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**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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	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:**

<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	10.00		N2NWNE	1	6N	20W	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		E2SE	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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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

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<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>
130	640.00			16	9N	19W	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



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<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>
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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		SENESE	13	10N	20W	RAVALLI
199	10.00		E2SENE	13	10N	20W	RAVALLI
<b>Total:</b>	<b>31,473.00</b>						

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.

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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."**

**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 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 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</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:**

<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	10.00		N2NWNE	1	6N	20W	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:**

<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>
44	320.00		W2	26	7N	20W	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		N2NWNW	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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
<b>Total:</b>	<b>31,473.00</b>						

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.

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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 120030-00.

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**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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<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	10.00		N2NWNE	1	6N	20W	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		E2SE	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:**

<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>
44	320.00		W2	26	7N	20W	RAVALLI
45	10.00		NENE	27	7N	20W	RAVALLI
46	26.00		SWNE	27	7N	20W	RAVALLI
47	40.00		SENE	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		SENE	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		N2NWNW	2	8N	20W	RAVALLI
71	40.00		SWNE	2	8N	20W	RAVALLI
72	40.00		SENE	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:**

<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>
87	40.00		NWNW	13	8N	20W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
130	640.00			16	9N	19W	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:**

<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>
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
<b>Total:</b>	<b>31,473.00</b>						

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."**

**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**

\*\*\*\* 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:**

<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	18.33		SWSW	6	13N	20W	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		SESW	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		SESW	17	13N	20W	MISSOULA
33	36.87		NESE	17	13N	20W	MISSOULA
34	40.00		NWSE	17	13N	20W	MISSOULA
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

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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		SENE	21	13N	20W	MISSOULA
48	14.01		SESE	1	13N	21W	MISSOULA
49	9.00		NENE	12	13N	21W	MISSOULA
<b>Total:</b>	<b>944.60</b>						

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."**

**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 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 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</u>	<u>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:

<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	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
<b>Total:</b>	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."**

**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 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 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:**

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**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.**

**PRELIMINARY DECREE  
MAINSTEM 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 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:**

<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			SESENW	18	6N	19W	RAVALLI

**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.

**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."**

**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 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.75		SENWNE	20	7N	20W	RAVALLI
2	38.90		SWNE	20	7N	20W	RAVALLI
3	38.40		SEW	20	7N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.75		SEWNW	20	7N	20W	RAVALLI
2	38.90		SWNE	20	7N	20W	RAVALLI
3	38.40		SENW	20	7N	20W	RAVALLI
<b>Total:</b>	<b>80.05</b>						

**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.**

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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 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 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		SENE SW	9	5N	20W	RAVALLI

**Period of Diversion:** APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

2		SENE SW	9	5N	20W	RAVALLI
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**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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		NW	9	5N	20W	RAVALLI
2	7.00		SE	9	5N	20W	RAVALLI
3	10.00		SW	9	5N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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:**

<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	20.00		N2SWSW	9	5N	20W	RAVALLI

**Total:** 20.00

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**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."**

**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 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 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		SE	NW	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3.00		SWNENW	9	5N	20W	RAVALLI
2	26.00		SENW	9	5N	20W	RAVALLI
<b>Total:</b>	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.**

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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 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.**

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**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 MATTSHECK  
 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 MATTSHECK  
 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



**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
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**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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.**

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**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**

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**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		SESWW	21	8N	20W	RAVALLI

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** PIT

\*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SESWSW	21	8N	20W	RAVALLI
<b>Diversion to Reservoir:</b>	DIVERSION # 1					
<b>Dam Height:</b>	13.00 FEET					
<b>Depth:</b>	10.00 FEET					
<b>Surface Area:</b>	0.20 ACRES					
<b>Capacity:</b>	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	80.00		S2SW	21	8N	20W	RAVALLI
2	80.00		W2NW	28	8N	20W	RAVALLI
<b>Total:</b>	<b>160.00</b>						

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.**

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**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 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:**

<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	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 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."**

**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 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 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:**

<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	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 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.

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."**

**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 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 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:**

<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	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 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.

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."**

**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 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 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</u>	<u>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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		E2SWSE	24	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.

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."**

**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 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 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:**

<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			E2SWSE	24	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.

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."**

**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**

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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 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:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			E2SWSE	24	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.

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.**

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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 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 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

**Households:** 1

**Maximum Acres:** 2.00

**Source Name:** GROUNDWATER

**Source Type:** GROUNDWATER

**Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.00		SWSWSE	10	9N	19W	RAVALLI
<b>Subdivision:</b>		UNIVERSITY ORCHARDS TRACT/LOT: 10 BLOCK: 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.**

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	5.00		NW	11	9N	19W	RAVALLI
<b>Total:</b>	5.00						

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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.

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."**

**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 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 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
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Subdivision:</b> UNIVERSITY ORCHARDS						
<b>Period of Use:</b> 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	180.00		S2	10	9N	19W	RAVALLI
<b>Subdivision:</b> UNIVERSITY ORCHARDS							
2	120.00		N2N2	15	9N	19W	RAVALLI
<b>Subdivision:</b> UNIVERSITY ORCHARDS							
<b>Total:</b>	<b>300.00</b>						

**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."**

**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 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 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		NESEW	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	112.00		S2N2	10	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY ORCHARDS		BLOCK: 1			
2	320.00		S2	10	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY ORCHARDS		BLOCK: 1			
3	20.00		W2SE	11	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY ORCHARDS					
4	95.00		SW	11	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY ORCHARDS					
5	120.00		N2N2	15	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY ORCHARDS		BLOCK: 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.

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."**

**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 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 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:**

<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	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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NESEW	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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2N2	10	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY ORCHARDS BLOCK: 001					
2			S2	10	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY HEIGHTS BLOCK: 002					
3			N2S2	10	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY ORCHARDS BLOCK: 001					
4			SE	10	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY ORCHARDS BLOCK: 004					
5			SW	11	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY ORCHARDS BLOCK: 004					
6			SW	11	9N	19W	RAVALLI
	<b>Subdivision:</b>	UNIVERSITY ORCHARDS					
7			N2N2	15	9N	19W	RAVALLI

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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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."**

**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 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 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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	SE	SW	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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NW	SE	SW	11	9N	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.

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."**

**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 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 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.

\*Source Name: SHEEP CREEK  
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWN	WSW	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</u>	<u>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.

**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."**

**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 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 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:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSWSE	10	9N	19W	RAVALLI	
		<b>Subdivision:</b> 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."**

**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 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 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:**

<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	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."**

**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 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 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:**

<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	4.50		NWSESW	36	7N	20W	RAVALLI
		<b>Subdivision:</b>	SUMMERDALE ORCHARDS TRACT/LOT: 4 BLOCK: 7				
2	4.50		NWSESW	36	7N	20W	RAVALLI
		<b>Subdivision:</b>	SUMMERDALE ORCHARDS TRACT/LOT: 3 BLOCK: 7				
<b>Total:</b>	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."**

**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 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 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:**

<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	10.00		W2SWNW	25	3N	21W	RAVALLI
<b>Total:</b>	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, 9750-00, 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."**

**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 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 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:**

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**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.**



**PRELIMINARY DECREE  
 MAINSTEM 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NE	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

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWNESE	2	7N	20W	RAVALLI
<b>Diversion to Reservoir:</b>	DIVERSION # 1					
<b>Dam Height:</b>	18.00 FEET					
<b>Depth:</b>	15.00 FEET					
<b>Surface Area:</b>	1.00 ACRES					
<b>Capacity:</b>	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:

<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	24.40		N2SE	2	7N	20W	RAVALLI
	<b>Subdivision:</b>	MOUNTAIN VIEW ORCHARDS BLOCK: 17					
<b>Total:</b>	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.

**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."**

**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 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 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:**

<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	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."**

**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**

**\*\*\*\* 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 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 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

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(usage):** 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:**

<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	13N	20W	MISSOULA

**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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
<b>Total:</b>	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."**

**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 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 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</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
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**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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	18.92		N2	SENW	4	8N	19W RAVALLI
<b>Total:</b>	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."**

**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 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 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 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</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
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**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		NE	SENW	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:**

<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			N2	SENW	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."**

**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 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	5.00		SESENE	32	5N	20W	RAVALLI
2	2.00		SWSWNW	33	5N	20W	RAVALLI
<b>Total:</b>	<b>7.00</b>						

**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."**

**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 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	7.00		SESENE	32	5N	20W	RAVALLI
2	10.00		S2SWNW	33	5N	20W	RAVALLI
3	18.00		N2NWSW	33	5N	20W	RAVALLI
<b>Total:</b>	<b>35.00</b>						

Remarks:

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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."**

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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 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 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:**

<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	41.50		N2N2NE	21	7N	20W	RAVALLI

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SE	6	6N	20W	RAVALLI

**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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SESW	6	6N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENSW	5	8N	19W	RAVALLI

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DEVELOPED SPRING

2		SENEW	5	8N	19W	RAVALLI
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**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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		SE	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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NE	5	8N	19W	RAVALLI
2			SE	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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENSW	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		SE	5	8N	19W	RAVALLI

**\*Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DEVELOPED SPRING

3		SE	5	8N	19W	RAVALLI
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**\*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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NW	5	8N	19W	RAVALLI

**Capacity:** 0.10 ACRE-FEET

**Period of Use:** MAY 1 TO SEPTEMBER 20

**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	60.00		N2	5	8N	19W	RAVALLI

**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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NESW	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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	29.00		N2SW	5	8N	19W	RAVALLI
<b>Total:</b>	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.**

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**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 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
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**Period of Diversion:** MAY 1 TO OCTOBER 15

**Diversion Means:** 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		NENWSE	5	8N	19W	RAVALLI
<b>Period of Diversion:</b> MAY 1 TO OCTOBER 15						
<b>Diversion Means:</b> DITCH						
4		NENWSE	5	8N	19W	RAVALLI
<b>Period of Diversion:</b> MAY 1 TO OCTOBER 15						
<b>Diversion Means:</b> DITCH						
5		NWNWSE	5	8N	19W	RAVALLI
<b>Period of Diversion:</b> MAY 1 TO OCTOBER 15						
<b>Diversion Means:</b> DITCH						
<b>Period of Use:</b> MAY 1 TO OCTOBER 15						

**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	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
<b>Total:</b>	<b>177.00</b>						

**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.**

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

**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 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 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
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**Period of Diversion:** MAY 1 TO OCTOBER 15

**Diversion Means:** 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		NENWSE	5	8N	19W	RAVALLI
<b>Period of Diversion:</b> MAY 1 TO OCTOBER 15						
<b>Diversion Means:</b> DITCH						
4		NENWSE	5	8N	19W	RAVALLI
<b>Period of Diversion:</b> MAY 1 TO OCTOBER 15						
<b>Diversion Means:</b> DITCH						
5		NWNWSE	5	8N	19W	RAVALLI
<b>Period of Diversion:</b> MAY 1 TO OCTOBER 15						
<b>Diversion Means:</b> DITCH						
<b>Period of Use:</b> MAY 1 TO OCTOBER 15						

**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	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
<b>Total:</b>	<b>177.00</b>						

**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.**

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

**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 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 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(usage):** 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:**

<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			SWNWSE	5	8N	19W	RAVALLI

**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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NENW	16	7N	20W	RAVALLI
2	40.00		NWNW	16	7N	20W	RAVALLI
3	40.00		SWNW	16	7N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENW	16	7N	20W	RAVALLI
2			NWNW	16	7N	20W	RAVALLI
3			SWNW	16	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.

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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	1	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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	17.45		NESW	1	9N	20W	RAVALLI
<b>Subdivision:</b>		SUNNYSIDE ORCHARDS TRACT/LOT: 22-24 BLOCK: 1					
<b>Total:</b>	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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N	11	6N	20W	RAVALLI	

**Period of Diversion:** MAY 1 TO SEPTEMBER 1

**Diversion Means:** DAM

\*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NENWNE	11	6N	20W	RAVALLI
<b>Diversion to Reservoir:</b>	DIVERSION # 1					
<b>Dam Height:</b>	12.00 FEET					
<b>Depth:</b>	8.00 FEET					
<b>Surface Area:</b>	1.50 ACRES					
<b>Capacity:</b>	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:

<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	38.00		NWNE	11	6N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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:**

<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	3.00		SESESW	6	5N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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</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).

**Period of Use:** JANUARY 1 TO DECEMBER 31

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESESW	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.

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.**

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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 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 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</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).

**Period of Use:** JANUARY 1 TO DECEMBER 31

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESESW	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.

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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**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</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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3.00		SESESW	6	5N	20W	RAVALLI
<b>Total:</b>	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.

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.**



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

**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 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 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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NEN	WSW	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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.25		NEN	SW 30	6N	20W	RAVALLI
<u>Subdivision:</u>		DALY ACRES TRACT/LOT: 1 BLOCK: 3					
<b>Total:</b>	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."**

**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**

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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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.10		NE	1	9N	20W	RAVALLI
<b>Subdivision:</b>		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.**

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**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 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:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		NWNWNE	5	9N	19W	RAVALLI
<b>Subdivision:</b>		SUNNYSIDE ORCHARDS NO 4 TRACT/LOT: 1 BLOCK: 17					
<b>Total:</b>	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.**

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**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 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:**

<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	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.

**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.**

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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 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 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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	28.00		S2NE	4	8N	19W	RAVALLI
2	155.00		SE	4	8N	19W	RAVALLI
3	39.00		SESW	4	8N	19W	RAVALLI
<b>Total:</b>	<b>222.00</b>						

**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."**

**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 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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</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."**

**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 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 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 (SWSNW 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		SEWNNE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
<b>Total:</b>	<b>329.00</b>						

**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.**

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

**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 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

**Version:** 1 -- ORIGINAL RIGHT

**Status:** ACTIVE

**Owners:**

TROY TACK  
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

**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:** 309.00

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

\*Point of Diversion and Means of Diversion:

Table with 7 columns: ID, Govt Lot, Qtr Sec, Sec, Twp, Rge, County. Row 1: 1, 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:

Table with 7 columns: ID, Acres, Govt Lot, Qtr Sec, Sec, Twp, Rge, County. Includes rows for 7 parcels and a Total row showing 309.00 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.

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.

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."**

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**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 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 (SWSNW 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		SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
<b>Total:</b>	<b>255.00</b>						

**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.**

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**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 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		NENEW	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
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**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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.86		NWNESW	31	6N	20W	RAVALLI
<b>Total:</b>	<b>0.86</b>						

**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."**

**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 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 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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.50		NW	31	6N	20W	RAVALLI
<b>Total:</b>	<b>0.50</b>						

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."**

**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 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  
**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):** DOMESTIC

**\*Flow Rate:** 4.00 CFS

**Volume:** 1.50 AC-FT

**Households:** 1

**Maximum Acres:** 1.00

**\*Source Name:** SPRING, UNNAMED TRIBUTARY OF WILLOUGHBY CREEK  
**Source Type:** SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>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 1

**Diversion Means:** DITCH

**Period of Use:** JANUARY 1 TO DECEMBER 1

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.00		SWNWNE	14	8N	20W	RAVALLI	
<b>Total:</b>	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.

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."**

**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 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 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:**

<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	1.00		SWSWNE	14	8N	20W	RAVALLI

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
<b>Total:</b>	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."**

**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 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 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:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	7	8N	19W RAVALLI

**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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.50		NE	SE	7	8N	19W RAVALLI
<b>Subdivision:</b>		SUNSET ORCHARDS AMD (B 1 & 2) TRACT/LOT: 13 BLOCK: 1					
<b>Total:</b>	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."**

**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 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 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

**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:**

<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	10.00		SENESE	7	8N	19W	RAVALLI
<b>Subdivision:</b>		SUNSET ORCHARDS AMD (B 1 & 2) TRACT/LOT: 11 BLOCK: 1					
<b>Total:</b>	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.

**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.**

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**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 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 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:**

<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	10.00		NWSW	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.

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."**

**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 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 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:**

<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	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."**

**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 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 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:**

**Place of Use:**

**Remarks:**

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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.**

**PRELIMINARY DECREE  
 MAINSTEM 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 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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SWNE	14	8N	20W	RAVALLI
<b>Total:</b>	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.**

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

**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 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 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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NWNE	14	8N	20W	RAVALLI
<b>Total:</b>	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, 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.**

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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 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 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:**

<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	2.00		NWNWNE	23	8N	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.**

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**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 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</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>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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(usage):** 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:**

<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			SWSWSW	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.

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."**

**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 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 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</u>	<u>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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSWSW	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.**

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."**

**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 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 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</u>	<u>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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SW	SESE	18	8N	19W 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.

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

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

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	SWNE	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>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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

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**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."**

**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 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 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:**

<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	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:**

<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			NESESE	7	8N	19W	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."**

**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 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.**

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**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</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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SENESE	7	8N	19W	RAVALLI
<b>Subdivision:</b>		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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.33		SWNE	36	6N	21W	RAVALLI
<u>Subdivision:</u>		PINE GROVE ORIGINAL TOWNSITE TRACT/LOT: 4 BLOCK: 18					
<b>Total:</b>	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.**

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

**IMPORTANT NOTICE**

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**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		NENEW	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
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**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 (SWSEW 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.00		NESEW	31	6N	20W	RAVALLI
<b>Total:</b>	<b>2.00</b>						

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.**

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

**IMPORTANT NOTICE**

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**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:**

<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	30.00		E2NE	27	7N	20W	RAVALLI
<b>Total:</b>	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.**

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

**IMPORTANT NOTICE**

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**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 ASSOCIATION  
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:**

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**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.**



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

**IMPORTANT NOTICE**

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**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</u>	<u>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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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		NESE	36	10N	20W	RAVALLI
8	3.00		NWSWSE	36	10N	20W	RAVALLI
<b>Total:</b>	<b>128.00</b>						

**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."**

**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 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 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:**

<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			NENENE	21	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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	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>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	3.00		SWSEW	8	5N	20W	RAVALLI
2	6.00		W2NESW	8	5N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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(usage):** 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	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</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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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).

**Period of Use:** MAY 1 TO OCTOBER 30

**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	10.00		W2W2SWSE	6	5N	20W	RAVALLI
<b>Total:</b>	10.00						

**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."**

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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 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 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		NW	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.02		SENWSE	6	5N	20W	RAVALLI
<b>Total:</b>	<b>2.02</b>						

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."**

**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 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
<b>Total:</b>	<b>97.30</b>						

**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."**

**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 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 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</u>	<u>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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	1.33		N2NWNE	36	6N	21W	RAVALLI	
<b>Subdivision:</b>		PINE GROVE ORIGINAL TOWNSITE TRACT/LOT: 1&4 BLOCK: 7						
<b>Total:</b>	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."**

**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 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 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:**

<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	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."**

**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 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 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:**

<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	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."**

**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 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 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

**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
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 1						
<b>Diversion Means:</b> PUMP						
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 11-16 BLOCK: 1						
<b>Period of Use:</b> APRIL 1 TO OCTOBER 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	9.77		N2SESE	22	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 12 BLOCK: 12							
2	9.71		NESWSW	23	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 14A BLOCK: 1							
3	9.71		NWSWSW	23	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 13A BLOCK: 1							
4	9.71		SESWSW	23	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 16A BLOCK: 1							
5	9.71		SWSWSW	23	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 15A BLOCK: 1							
<b>Total:</b>	<b>48.61</b>						

**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."**

**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 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 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:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSESE	23	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 1						
<b>Diversion Means:</b> HEADGATE						
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 2 BLOCK: 9-10						
<b>Period of Use:</b> APRIL 1 TO OCTOBER 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	9.70		SESENE	22	7N	20W	RAVALLI
<b>Subdivision:</b> MOUNTAIN VIEW ORCHARDS TRACT/LOT: 8 BLOCK: 13							
2	9.70		SWSENE	22	7N	20W	RAVALLI
<b>Subdivision:</b> MOUNTAIN VIEW ORCHARDS TRACT/LOT: 7 BLOCK: 13							
3	9.77		S2NESE	22	7N	20W	RAVALLI
<b>Subdivision:</b> MOUNTAIN VIEW ORCHARDS TRACT/LOT: 12 BLOCK: 13							
4	9.81		N2S2NESE	22	7N	20W	RAVALLI
<b>Subdivision:</b> MOUNTAIN VIEW ORCHARDS TRACT/LOT: 9 BLOCK: 13							
5	9.78		S2S2NESE	22	7N	20W	RAVALLI
<b>Subdivision:</b> MOUNTAIN VIEW ORCHARDS TRACT/LOT: 11 BLOCK: 13							
6	9.71		N2SESE	22	7N	20W	RAVALLI
<b>Subdivision:</b> MOUNTAIN VIEW ORCHARDS TRACT/LOT: 9 BLOCK: 12							
7	9.77		N2N2SESE	22	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 12 BLOCK: 12							
8	9.71		N2NENW	23	7N	20W	RAVALLI
<b>Subdivision:</b> MOUNTAIN VIEW ORCHARDS TRACT/LOT: 9 BLOCK: 14							
9	9.11		S2NENW	23	7N	20W	RAVALLI
<b>Subdivision:</b> MOUNTAIN VIEW ORCHARDS TRACT/LOT: 12 BLOCK: 14							
10	2.00		S2SENE	23	7N	20W	RAVALLI
<b>Subdivision:</b> MOUNTAIN VIEW ORCHARDS TRACT/LOT: 7 BLOCK: 14							
11	9.71		S2SENE	23	7N	20W	RAVALLI
<b>Subdivision:</b> MOUNTAIN VIEW ORCHARDS TRACT/LOT: 8 BLOCK: 14							
12	9.71		S2NESW	23	7N	20W	RAVALLI
<b>Subdivision:</b> MOUNTAIN VIEW ORCHARDS TRACT/LOT: 10A BLOCK: 14							
13	9.71		S2NESW	23	7N	20W	RAVALLI
<b>Subdivision:</b> MOUNTAIN VIEW ORCHARDS TRACT/LOT: 11A BLOCK: 14							
14	9.00		N2N2SESW	23	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 12 BLOCK: 1							
15	9.71		N2S2SESW	23	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 11 BLOCK: 1							
16	9.71		N2S2SESW	23	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 10 BLOCK: 1							
17	9.71		S2S2SESW	23	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 9 BLOCK: 1							
18	9.71		NESWSW	23	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 14 BLOCK: 1							
19	9.71		NWSWSW	23	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 13 BLOCK: 1							
20	9.71		SESWSW	23	7N	20W	RAVALLI
<b>Subdivision:</b> SUMMERDALE ORCHARDS TRACT/LOT: 16A BLOCK: 1							

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
21	9.71		SWSWSW	23	7N	20W	RAVALLI
	<b>Subdivision:</b>	SUMMERDALE ORCHARDS TRACT/LOT: 15A BLOCK: 1					
22	9.30		N2N2NENW	26	7N	20W	RAVALLI
	<b>Subdivision:</b>	SUMMERDALE ORCHARDS TRACT/LOT: 8 BLOCK: 1					
<b>Total:</b>	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."**

**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 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 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:**

<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	15.30	1	W2NENE	6	6N	20W	RAVALLI

**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."**

**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 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 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:**

<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		1	NWNENE	6	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.

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."**

**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 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 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		NESEW	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</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.67		NE	SE	2 12N	20W	MISSOULA
<b>Subdivision:</b>		BRUCE ADDITION TRACT/LOT: 3					
<b>Total:</b>	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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	20	8N	20W	RAVALLI

**Period of Diversion:** APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** RIVER DITCH

2		S	E	20	8N	20W	RAVALLI
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**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 - SECONDARY		NENWSE	8	8N	20W	RAVALLI

**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:**

<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	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
<b>Total:</b>	<b>293.00</b>						

**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."**

**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 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 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:**

<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	1.50		SWNWSW	31	6N	20W	RAVALLI	
	<b>Subdivision:</b>	NICOL'S ADD NO 2 TRACT/LOT: 17 BLOCK: 1						
<b>Total:</b>	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."**



**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 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 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</u>	<u>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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.00		NENWNW	17	8N	19W	RAVALLI

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</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."**

**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 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 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:**

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**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.**

**PRELIMINARY DECREE  
MAINSTEM 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NEN	NW	17	8N	19W	RAVALLI

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

**Diversion Means:** PUMP

\*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		W2NENW	17	8N	19W	RAVALLI
<b>Diversion to Reservoir:</b>	DIVERSION # 1					
<b>Dam Height:</b>	7.16 FEET					
<b>Depth:</b>	4.16 FEET					
<b>Surface Area:</b>	0.12 ACRES					
<b>Capacity:</b>	0.20 ACRE-FEET					
<b>Enlarged Capacity:</b>	1.00 ACRE-FEET					

\*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NWNENW	17	8N	19W	RAVALLI
<b>Diversion to Reservoir:</b>	DIVERSION # 1					
<b>Dam Height:</b>	6.85 FEET					
<b>Depth:</b>	3.85 FEET					
<b>Surface Area:</b>	0.13 ACRES					
<b>Capacity:</b>	0.20 ACRE-FEET					
<b>Enlarged Capacity:</b>	1.00 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:

<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	20.00		NENW	17	8N	19W	RAVALLI
<b>Total:</b>	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.**

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**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 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 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(usage):** 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	WSE	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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSWSE	11	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.**

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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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWN	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>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSWNW	17	8N	19W	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."**

**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 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 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
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**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:**

<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	2.50		SESWNW	5	5N	20W	RAVALLI
<b>Total:</b>		<b>Subdivision:</b> W AND R ADD TRACT/LOT: 8 BLOCK: 3					
<b>Total:</b>		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.

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.**

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

**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 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 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
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**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:**

<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	2.50		SESWNW	5	5N	20W	RAVALLI
<b>Subdivision:</b>		W AND R ADD TRACT/LOT: 8 BLOCK: 3					
<b>Total:</b>	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, 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.**



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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 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 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</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
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**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</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWNW	5	5N	20W	RAVALLI
<b>Subdivision:</b>		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.

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.**

**COMPLETE DETAILS REGARDING THE DNRC EXAMINATION RESULTS AND 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 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 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</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
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**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</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SESWNW	5	5N	20W	RAVALLI
<b>Subdivision:</b>		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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWN	NW	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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NWNE	35	9N	20W	RAVALLI
<b>Total:</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.

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.

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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWN	NW	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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NWNE	35	9N	20W	RAVALLI
<b>Total:</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.

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.

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.**

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**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 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 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:**

<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	40.00		NWNE	35	9N	20W	RAVALLI

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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

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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.**

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**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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWN	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.**

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**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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWN	NWN	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Tw</u>	<u>Rge</u>	<u>County</u>
1		NWN	NWN	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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).

**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	6.00		SWNESW	31	6N	20W	RAVALLI
<b>Total:</b>	6.00						

**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.

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."**

**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 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 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(usage):** 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."**



**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 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 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:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	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:**

<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	2.00		NW	14	8N	19W	RAVALLI

**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."**

**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 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 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		SEWNW	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:**

<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	10.00		NWNW	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."**

**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 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 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:

Table with 7 columns: ID, Govt Lot, Qtr Sec, Sec, Twp, Rge, County. Row 1: 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:

Table with 7 columns: ID, Acres, Govt Lot, Qtr Sec, Sec, Twp, Rge, County. Rows 1-5: 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.

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.

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

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

**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 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 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		SE	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	5.00		SE	SENE	36	9N	20W RAVALLI
<b>Total:</b>	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.

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 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."**

**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 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 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</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>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SE	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."**

**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 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 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	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:**

<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	35.00		NENE	12	5N	21W	RAVALLI
2	18.00		SENE	12	5N	21W	RAVALLI



Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	6.00		SWSWNE	6	5N	20W	RAVALLI
2	4.00		NWNWSE	6	5N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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(usage):** 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NEN	W	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.

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

**IMPORTANT NOTICE**

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**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:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	1	10N	20W	RAVALLI

**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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.30		NWNWNE	12	10N	20W	RAVALLI
2	3.70		NENENW	12	10N	20W	RAVALLI
<b>Total:</b>	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.**

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

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**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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NEN	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	27.14		SESW	6	5N	20W	RAVALLI
<b>Total:</b>	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.**

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

**IMPORTANT NOTICE**

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**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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENEW	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	27.14		SESW	6	5N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 133509-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Status:** ACTIVE

**Owners:** CHARLES A SQUIRES  
PO BOX 31  
GRANTS DALE, 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

**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</u>	<u>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

2			SESENE	7	5N	20W	RAVALLI
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**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:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		NENESE	7	5N	20W	RAVALLI

**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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	38.00		SENE	7	5N	20W	RAVALLI
2	40.00		NESE	7	5N	20W	RAVALLI
<b>Total:</b>	<b>78.00</b>						

**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."**

**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 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 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
	<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15					
	<b>Diversion Means:</b> HEADGATE					
2		SWSWSE	5	7N	20W	RAVALLI
	<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15					
	<b>Diversion Means:</b> HEADGATE					
3		SWNWSE	8	7N	20W	RAVALLI
	<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15					
	<b>Diversion Means:</b> HEADGATE					
	<b>Ditch Name:</b> 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		SWSE	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
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**Period of Diversion:** APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** WOOD DITCH

6 - SECONDARY		SESWSW	4	7N	20W	RAVALLI
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**Period of Diversion:** APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** POINT B

7 - SECONDARY		NESESE	17	7N	20W	RAVALLI
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**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.

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.

**Period of Use:** APRIL 15 TO OCTOBER 15

**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	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		SENE	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:**

<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>
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
38	35.00		NWSW	33	8N	20W	RAVALLI
39	80.00		S2SW	33	8N	20W	RAVALLI
<b>Total:</b>	<b>930.00</b>						

**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 FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE.

136824-00 86732-00

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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SEN	WNW	5	7N	20W	RAVALLI

**Period of Diversion:** APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

2		SWS	WSE	5	7N	20W	RAVALLI
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**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
<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> MITCHELL SLOUGH (TUCKER HEADGATE)						
4		SWSENW	20	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> SUPPLY (WOOD-PARKHURST) DITCH						
5 - SECONDARY		SENESEW	4	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> UNION DITCH						
6 - SECONDARY		SENWSW	4	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> WOOD DITCH						
7 - SECONDARY		SESWSW	4	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> POINT B						
8 - SECONDARY		NWNENW	9	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b> HEADGATE						
9 - SECONDARY		NESWNE	16	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> 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:**

<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	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
<b>Total:</b>	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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	9	7N	20W RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 30						
<b>Diversion Means:</b> PUMP						
2		NW	NENW	9	7N	20W RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 30						
<b>Diversion Means:</b> 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
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**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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	8	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b> DRAIN DITCH						
2		W2	9	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b> DRAIN DITCH						
3		N	9	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b> 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>
4		E2NE	17	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b> DRAIN DITCH						
5		SE	17	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15						
<b>Diversion Means:</b> DRAIN DITCH						
<b>Period of Use:</b> APRIL 15 TO OCTOBER 15						

**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	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		SENE	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
<b>Total:</b>	<u>411.00</u>						

**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."**

**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 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 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
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
3		SWNWSE	8	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> MITCHELL SLOUGH (TUCKER HEADGATE)						
4		SWSENW	20	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> SUPPLY (WOOD-PARKHURST) DITCH						
5 - SECONDARY		SENESE	4	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> UNION DITCH						
6 - SECONDARY		SENESE	4	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> WOOD DITCH						
7 - SECONDARY		SESESW	4	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> POINT B						
8 - SECONDARY		NWNE	9	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
9 - SECONDARY		NESENE	16	7N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> 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:**

<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	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:**

<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>
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
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		SENE	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		SENE	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 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>
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
<b>Total:</b>	<b>1,645.00</b>						

**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, MAXIMUM 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."**

**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 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 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		SWSNW	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	80.00		N2NE	9	7N	20W	RAVALLI
2	40.00		NENW	9	7N	20W	RAVALLI

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	7.00		SESE	8	7N	20W	RAVALLI
2	20.00		NWNW	9	7N	20W	RAVALLI
3	40.00		SENE	9	7N	20W	RAVALLI
4	20.00		SWNW	9	7N	20W	RAVALLI
5	148.00		SW	9	7N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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
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**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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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		SENE	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
<b>Total:</b>	<b>780.00</b>						

**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."**

**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 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 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:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	8	7N	20W	RAVALLI

**Period of Diversion:** APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** MITCHELL SLOUGH (TUCKER HEADGATE)

2 - SECONDARY		SE	4	7N	20W	RAVALLI
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**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>	<u>Acres</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
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."**



**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	W	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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</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
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**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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3		N2N2NE	9	7N	20W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
4		NWNENW	9	7N	20W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> HEADGATE						
5		NE	33	8N	20W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
6		S2	33	8N	20W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
<b>Period of Use:</b> JANUARY 1 TO DECEMBER 31						

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.

**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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SESE	8	7N	20W	RAVALLI
<b>Period of Diversion:</b> MARCH 1 TO NOVEMBER 30						
<b>Diversion Means:</b> DRAIN DITCH						
2		W2NW	9	7N	20W	RAVALLI
<b>Period of Diversion:</b> MARCH 1 TO NOVEMBER 30						
<b>Diversion Means:</b> 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>
3		NWSW	9	7N	20W	RAVALLI
<b>Period of Diversion:</b> MARCH 1 TO NOVEMBER 30						
<b>Diversion Means:</b> DRAIN DITCH						
4		E2NE	17	7N	20W	RAVALLI
<b>Period of Diversion:</b> MARCH 1 TO NOVEMBER 30						
<b>Diversion Means:</b> DRAIN DITCH						
5		SE	17	7N	20W	RAVALLI
<b>Period of Diversion:</b> MARCH 1 TO NOVEMBER 30						
<b>Diversion Means:</b> DRAIN DITCH						
<b>Period of Use:</b> MARCH 1 TO NOVEMBER 30						

**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			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			SENE	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."**

**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 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 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</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
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**Period of Diversion:** APRIL 15 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** 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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.

**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."**

**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 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 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</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
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**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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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:**

<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
	<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15					
	<b>Diversion Means:</b> HEADGATE					
2		SWSWSE	5	7N	20W	RAVALLI
	<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15					
	<b>Diversion Means:</b> HEADGATE					
3		SWNWSE	8	7N	20W	RAVALLI
	<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15					
	<b>Diversion Means:</b> HEADGATE					
	<b>Ditch Name:</b> MITCHELL SLOUGH (TUCKER HEADGATE)					
4		SWSENW	20	7N	20W	RAVALLI
	<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15					
	<b>Diversion Means:</b> HEADGATE					
	<b>Ditch Name:</b> SUPPLY (WOOD-PARKHURST) DITCH					
5 - SECONDARY		SENESEW	4	7N	20W	RAVALLI
	<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15					
	<b>Diversion Means:</b> HEADGATE					
	<b>Ditch Name:</b> UNION DITCH					
6 - SECONDARY		SENWSW	4	7N	20W	RAVALLI
	<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15					
	<b>Diversion Means:</b> HEADGATE					
	<b>Ditch Name:</b> WOOD DITCH					
7 - SECONDARY		SESWSW	4	7N	20W	RAVALLI
	<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15					
	<b>Diversion Means:</b> HEADGATE					
	<b>Ditch Name:</b> POINT B					
8 - SECONDARY		NWNENW	9	7N	20W	RAVALLI
	<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15					
	<b>Diversion Means:</b> HEADGATE					
9 - SECONDARY		NESWNE	16	7N	20W	RAVALLI
	<b>Period of Diversion:</b> APRIL 15 TO OCTOBER 15					
	<b>Diversion Means:</b> HEADGATE					
	<b>Ditch Name:</b> HUMBLE DRAIN					

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:**

<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			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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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		NESEW	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:**

<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	1.11		S2S2SE	12	10N	20W	RAVALLI
2	6.89		N2N2NE	12	10N	20W	RAVALLI

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S2S2	SENW	12	10N	20W RAVALLI
2			N2N2	NESW	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.

**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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**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 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</u>	<u>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: DIVERSION # 1  
Dam Height: 10.00 FEET  
Depth: 10.00 FEET  
Surface Area: 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 # 1  
Dam Height: 7.20 FEET  
Depth: 7.20 FEET  
Surface Area: 51.46 ACRES  
Capacity: 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: DIVERSION # 1  
Dam Height: 4.30 FEET  
Depth: 4.30 FEET  
Surface Area: 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: DIVERSION # 1  
Dam Height: 9.50 FEET  
Depth: 9.50 FEET  
Surface Area: 20.56 ACRES  
Capacity: 91.62 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND A

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	10	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 2.80 FEET  
 Depth: 2.80 FEET  
 Surface Area: 11.40 ACRES  
 Capacity: 12.80 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 8

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	S2	2	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 10.20 FEET  
 Depth: 10.20 FEET  
 Surface Area: 69.21 ACRES  
 Capacity: 191.13 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 10

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		2	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Depth: 12.50 FEET  
 Surface Area: 170.23 ACRES  
 Capacity: 551.64 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 11

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SW	36	10N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 8.28 FEET  
 Depth: 8.30 FEET  
 Surface Area: 24.69 ACRES  
 Capacity: 52.05 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 7

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NENW	11	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 5.90 FEET  
 Depth: 5.90 FEET  
 Surface Area: 2.21 ACRES  
 Capacity: 3.77 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 4

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2SW	11	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 4.80 FEET  
 Depth: 4.80 FEET  
 Surface Area: 12.50 ACRES  
 Capacity: 18.67 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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 ACRES.

**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.**

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

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SW	36	10N	20W	RAVALLI

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

2		SE	NW	36	10N	20W	RAVALLI
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM



Reservoir: ONSTREAM Reservoir Name: POND 12

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SW	36	10N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 6.40 FEET  
 Depth: 6.40 FEET  
 Surface Area: 52.01 ACRES  
 Capacity: 133.14 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: NORTH ISLAND SLOUGH

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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 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.

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

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

**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 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 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</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
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

Reservoir: ONSTREAM Reservoir Name: POND 11

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	N2	36	10N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 2  
 Dam Height: 10.50 FEET  
 Depth: 10.50 FEET  
 Surface Area: 18.50 ACRES  
 Capacity: 77.70 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 12

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	W2	36	10N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 2  
 Dam Height: 6.40 FEET  
 Depth: 6.40 FEET  
 Surface Area: 52.01 ACRES  
 Capacity: 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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 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.

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

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

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SW	36	10N	20W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b> DAM							
2		SE	SW	36	10N	20W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b> DAM							

Reservoir: ONSTREAM Reservoir Name: POND 12

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	W2	36	10N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 6.40 FEET  
 Depth: 6.40 FEET  
 Surface Area: 52.01 ACRES  
 Capacity: 133.14 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: NORTH ISLAND SLOUGH

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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 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."**

**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 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 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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	15	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2	15	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 5.70 FEET  
 Depth: 5.70 FEET  
 Surface Area: 4.97 ACRES  
 Capacity: 8.30 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: NORTH OXBOW SLOUGH

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2SW	35	10N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 10.50 FEET  
 Depth: 10.50 FEET  
 Surface Area: 18.78 ACRES  
 Capacity: 88.63 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: BARN SLOUGH

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2	10	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 5.60 FEET  
 Depth: 5.60 FEET  
 Surface Area: 15.40 ACRES  
 Capacity: 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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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 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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SEN	WSW	11	8N	20W	RAVALLI

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

2 - SECONDARY		SWN	WSE	15	9N	20W	RAVALLI
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**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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWNE	10	9N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 2  
**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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2	15	9N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 2  
**Dam Height:** 5.70 FEET  
**Depth:** 5.70 FEET  
**Surface Area:** 4.97 ACRES  
**Capacity:** 8.30 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: NORTH OXBOW SLOUGH

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2SW	35	10N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 2  
**Dam Height:** 10.50 FEET  
**Depth:** 10.50 FEET  
**Surface Area:** 18.78 ACRES  
**Capacity:** 88.63 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: BARN SLOUGH

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2	10	9N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 2  
**Dam Height:** 5.60 FEET  
**Depth:** 5.60 FEET  
**Surface Area:** 15.40 ACRES  
**Capacity:** 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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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 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."**

**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**

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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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	15	9N	20W	RAVALLI

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DRAIN DITCH



\*Reservoir: ONSTREAM Reservoir Name: POND B

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	15	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2	15	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 5.70 FEET  
 Depth: 5.70 FEET  
 Surface Area: 4.97 ACRES  
 Capacity: 8.30 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: NORTH OXBOW SLOUGH

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2SW	35	10N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 10.50 FEET  
 Depth: 10.50 FEET  
 Surface Area: 18.78 ACRES  
 Capacity: 99.63 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: BARN SLOUGH

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2	10	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 5.60 FEET  
 Depth: 5.60 FEET  
 Surface Area: 15.40 ACRES  
 Capacity: 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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 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.

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**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 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: ONSTREAM Reservoir Name: POND 3

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESW	11	9N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 1  
**Dam Height:** 9.50 FEET  
**Depth:** 9.50 FEET  
**Surface Area:** 20.56 ACRES  
**Capacity:** 91.62 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND 4

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2SW	11	9N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 1  
**Dam Height:** 4.80 FEET  
**Depth:** 4.80 FEET  
**Surface Area:** 12.51 ACRES  
**Capacity:** 18.67 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND 5

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	W2	11	9N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 1  
**Dam Height:** 7.20 FEET  
**Depth:** 7.20 FEET  
**Surface Area:** 51.46 ACRES  
**Capacity:** 152.02 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND 6

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NENW	11	9N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 1  
**Dam Height:** 4.30 FEET  
**Depth:** 4.30 FEET  
**Surface Area:** 11.58 ACRES  
**Capacity:** 17.43 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND A

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NE	10	9N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 1  
**Dam Height:** 2.80 FEET  
**Depth:** 2.80 FEET  
**Surface Area:** 11.40 ACRES  
**Capacity:** 12.80 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND 10

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		2	9N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 1  
**Dam Height:** 12.50 FEET  
**Depth:** 12.50 FEET  
**Surface Area:** 170.23 ACRES  
**Capacity:** 551.64 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND 11

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	W2	36	10N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 1  
**Dam Height:** 6.40 FEET  
**Depth:** 6.40 FEET  
**Surface Area:** 52.01 ACRES  
**Capacity:** 133.22 ACRE-FEET

\*Reservoir: ONSTREAM Reservoir Name: POND 8

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	S2	2	9N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 1  
**Dam Height:** 10.20 FEET  
**Depth:** 10.20 FEET  
**Surface Area:** 69.21 ACRES  
**Capacity:** 191.13 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.**

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.**

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

**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 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 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



**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	31.00		S2SE	2	9N	20W	RAVALLI
2	36.00		NE	11	9N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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</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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			E2	2	9N	20W	RAVALLI
2			W2	2	9N	20W	RAVALLI
3			E2	3	9N	20W	RAVALLI

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3	N2N	W	2	9N	20W RAVALLI

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DIKE

Reservoir: ONSTREAM Reservoir Name: POND 8

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	S2	2	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 10.20 FEET  
 Depth: 10.20 FEET  
 Surface Area: 69.21 ACRES  
 Capacity: 191.13 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 12

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	W2	36	10N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 6.40 FEET  
 Depth: 6.40 FEET  
 Surface Area: 52.01 ACRES  
 Capacity: 133.22 ACRE-FEET

Reservoir: ONSTREAM Reservoir Name: POND 11

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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 10

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		2	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 12.50 FEET  
 Depth: 12.50 FEET  
 Surface Area: 170.23 ACRES  
 Capacity: 551.64 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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 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.**

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

**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 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 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</u>	<u>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		SENEW	10	9N	20W	RAVALLI	
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

**Reservoir:** ONSTREAM      **Reservoir Name:** POND D

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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:** NORTH OXBOW SLOUGH

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2SW	35	10N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 1  
**Dam Height:** 10.50 FEET  
**Depth:** 10.50 FEET  
**Surface Area:** 18.78 ACRES  
**Capacity:** 88.63 ACRE-FEET

**Reservoir:** ONSTREAM      **Reservoir Name:** NORTH ISLAND SLOUGH

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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:** BARN SLOUGH

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	E2	10	9N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 2  
**Dam Height:** 5.60 FEET  
**Depth:** 5.60 FEET  
**Surface Area:** 15.40 ACRES  
**Capacity:** 39.69 ACRE-FEET

**Reservoir:** ONSTREAM      **Reservoir Name:** POND C

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SENE	3	9N	20W	RAVALLI

**Diversion to Reservoir:** DIVERSION # 2  
**Dam Height:** 5.90 FEET  
**Depth:** 5.90 FEET  
**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



**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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:**

<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			SESESE	28	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 MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THIS CLAIM INDICATES A FLOW RATE OF 10.00 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."**

**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 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 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:**

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**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.**

**PRELIMINARY DECREE  
MAINSTEM 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 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:**

<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		2	NESWNW	26	9N	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."**

**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 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 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:**

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**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.**



**PRELIMINARY DECREE  
MAINSTEM 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N2	NESE	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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	20.00		N2NESE	7	6N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	5.00		SENE	6	5N	20W	RAVALLI
	<b>Subdivision:</b>	W AND R ADD	TRACT/LOT: 4	BLOCK: 5			
2	5.00		SENE	6	5N	20W	RAVALLI
	<b>Subdivision:</b>	W AND R ADD	TRACT/LOT: 13	BLOCK: 5			
3	20.00		SENE	6	5N	20W	RAVALLI
	<b>Subdivision:</b>	W AND R ADD	TRACT/LOT: 14	BLOCK: 5			
4	5.00		NESE	6	5N	20W	RAVALLI
	<b>Subdivision:</b>	W AND R ADD	TRACT/LOT: 12	BLOCK: 5			
5	5.00		NESE	6	5N	20W	RAVALLI
	<b>Subdivision:</b>	W AND R ADD	TRACT/LOT: 5	BLOCK: 5			
<b>Total:</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."**

**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 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 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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		NWSWNW	13	5N	21W	RAVALLI
2	9.00		SWSWNW	13	5N	21W	RAVALLI
3	40.00		SENE	14	5N	21W	RAVALLI
<b>Total:</b>	<b>59.00</b>						

**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."**

**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 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 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
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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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	49.17		S2NW	10	9N	20W	RAVALLI
2	120.41		SW	10	9N	20W	RAVALLI
3	55.51		N2NW	15	9N	20W	RAVALLI
<b>Total:</b>	<b>225.09</b>						

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."**

**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 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 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

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	22.50		NWSW	36	9N	20W	RAVALLI
2	10.00		N2SESW	36	9N	20W	RAVALLI
3	24.50		SWSW	36	9N	20W	RAVALLI
<b>Total:</b>	<b>57.00</b>						

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."**

**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 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 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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	22.50		NWSW	36	9N	20W	RAVALLI
2	10.00		N2SESW	36	9N	20W	RAVALLI
3	24.50		SWSW	36	9N	20W	RAVALLI
<b>Total:</b>	<b>57.00</b>						

**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."**

**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 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 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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	22.50		NWSW	36	9N	20W	RAVALLI
2	10.00		N2SESW	36	9N	20W	RAVALLI
3	24.50		SWSW	36	9N	20W	RAVALLI
<b>Total:</b>	<b>57.00</b>						

**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.**

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**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 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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	22.50		NWSW	36	9N	20W	RAVALLI
2	10.00		N2SESW	36	9N	20W	RAVALLI
3	24.50		SWSW	36	9N	20W	RAVALLI
<b>Total:</b>	<b>57.00</b>						

**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."**

**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 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 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</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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	27.50		NWSW	36	9N	20W	RAVALLI
2	17.50		SWSW	36	9N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	22.50		NWSW	36	9N	20W	RAVALLI
2	10.00		N2SESW	36	9N	20W	RAVALLI
3	24.50		SWSW	36	9N	20W	RAVALLI
<b>Total:</b>	<b>57.00</b>						

**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."**

**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 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 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(usage):** 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</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

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.

146873-00 146874-00

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."**

**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 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 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(usage):** 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</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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.

**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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**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 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 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(usage):** 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</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

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.

**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."**

**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 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 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</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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.

146868-00 146877-00

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."**

**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 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 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(usage):** 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</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

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.

**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."**

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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 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 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

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	24.40		E2W	2SE	29	8N	20W RAVALLI
<b>Total:</b>	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."**

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**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 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:**

<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	25.00		W2SE	29	8N	20W	RAVALLI

**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.

**A BETTER UNDERSTANDING OF YOUR CLAIMED WATER RIGHT CAN BE OBTAINED BY COMPARING YOUR RIGHT WITH OTHER CLAIMS IN THE SUBBASIN. FOR EXAMPLE, COMPARE PRIORITY DATES, FLOW RATES, VOLUMES, OR ACRES IRRIGATED. ALSO, YOUR WATER RIGHT MAY BE SUBJECT TO WATER RIGHTS IN ADJOINING SUBBASINS OR BASINS AS WELL AS BEING 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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**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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NESWSE	29	8N	20W	RAVALLI	
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b> PUMP							
2		W2SE	29	8N	20W	RAVALLI	
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31							
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE							
<b>Period of Use:</b> JANUARY 1 TO DECEMBER 31							

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.**

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**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**

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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 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

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NWSWNW	21	9N	19W	RAVALLI
<b>Diversion to Reservoir:</b>	DIVERSION # 1					
<b>Dam Height:</b>	12.00 FEET					
<b>Depth:</b>	9.00 FEET					
<b>Surface Area:</b>	0.90 ACRES					
<b>Capacity:</b>	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		W2SWNW	21	9N	19W	RAVALLI
2	5.00		NWNWSW	21	9N	19W	RAVALLI
<b>Total:</b>	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.**



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

**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 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	38.00		N2SE	11	9N	19W	RAVALLI
2	4.00		NESWSE	11	9N	19W	RAVALLI
<b>Total:</b>	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."**

**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 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	29.00		W2NW	25	10N	19W	RAVALLI
2	66.00		NE	26	10N	19W	RAVALLI
3	79.00		SE	26	10N	19W	RAVALLI

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4	34.00		SW	26	10N	19W	RAVALLI
<b>Total:</b>	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."**

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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 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 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
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**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

4		SWNESE	26	10N	19W	RAVALLI
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**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:**

<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	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
<b>Total:</b>	<b>292.00</b>						

**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.**

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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 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 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

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		NESWNW	33	10N	19W	RAVALLI
<u>Subdivision:</u>		SUNNYSIDE ORCHARDS NO 4 TRACT/LOT: 5 BLOCK: 21					
<b>Total:</b>	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.**

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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 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 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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	39.00	6	NWSW	6	9N	19W	RAVALLI
	<b>Subdivision:</b>	SUNNYSIDE ORCHARDS TRACT/LOT: 9-12 BLOCK: 5					
2	5.00	7	N2SWSW	6	9N	19W	RAVALLI
	<b>Subdivision:</b>	SUNNYSIDE ORCHARDS TRACT/LOT: 13 BLOCK: 5					
<b>Total:</b>	<b>44.00</b>						

**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."**

**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 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 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

**\*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		S	WSE	NW	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	70.00			SE	27	8N 20W RAVALLI	
2	40.00		E	E2E	SW	27 8N 20W RAVALLI	
3	20.00			N2N	2	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."**

**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 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 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

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:**

<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	40.00		SESE	27	8N	20W	RAVALLI
2	40.00		NENE	34	8N	20W	RAVALLI
<b>Total:</b>	80.00						

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**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."**

**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 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 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

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:**

<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	40.00		SESE	27	8N	20W	RAVALLI
2	20.00		N2NENE	34	8N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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		S	W	SE	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	70.00			SE	27	8N 20W RAVALLI	
2	40.00		E	2E2SW	27	8N 20W RAVALLI	
3	20.00		N	2N2	34	8N 20W RAVALLI	
<b>Total:</b>	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.

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

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

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWN	NWN	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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				SE	27	8N	20W	RAVALLI
2			N2N	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.

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."**

**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 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 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		SWSEW	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:**

<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	27	8N	20W	RAVALLI
2			E2E2SW	27	8N	20W	RAVALLI
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."**

**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 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 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:**

<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			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.

**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."**

**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 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 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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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:**

<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	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, 1759-00, 1760-00, 1761-00, 1762-00, 1763-00, 1764-00, 1765-00, 1766-00, 1767-00, 1768-00, 1769-00, 1770-00, 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."**

**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 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 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:**

<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	SE	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:**

<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	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, 1759-00, 1760-00, 1761-00, 1762-00, 1763-00, 1764-00, 1765-00, 1766-00, 1767-00, 1768-00, 1769-00, 1770-00, 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."**

**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 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 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:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSNW	32	8N	19W	RAVALLI

**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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4	40.00		NWSW	32	8N	19W	RAVALLI
<b>Total:</b>	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."**

**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 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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:**

<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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	8.00		SESE	20	8N	20W	RAVALLI
2	35.00		SESE	20	8N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	8.00		SESE	20	8N	20W	RAVALLI
2	35.00		SESE	20	8N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	SE	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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:**

<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	10.00		S2NWNE	7	5N	20W	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.**

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."**

**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 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 147411-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Status:** ACTIVE

**Owners:** TERRY NEUMAN  
 626 GRANTS DALE 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</u>	<u>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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		S2NWNE	7	5N	20W	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.**

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."**

**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 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 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
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**\*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

	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWNWNW	23	5N	20W	RAVALLI	
<b>Diversion to Reservoir:</b>	DIVERSION # 2					
<b>Dam Height:</b>	13.00 FEET					
<b>Depth:</b>	10.00 FEET					
<b>Surface Area:</b>	0.03 ACRES					
<b>Capacity:</b>	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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:**

<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	3	8N	19W	RAVALLI

**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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		SWSWNW	3	8N	19W	RAVALLI
<b>Total:</b>	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."**

**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 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.**

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**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.

\*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:

<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			NE	16	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.**

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**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**

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**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
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> CRONIN DITCH (HEADGATE 116)						
2		SESENW	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> BROWN-CRONIN-LOGAN DITCH (HEADGATE 117)						
3		NENESE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> LONGBOTTOM DITCH (HEADGATE 114)						
4		NENESE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> LANCASTER DITCH						
5		SWNESE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> UNNAMED DITCH (HEADGATE 121)						

**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	20.00		SENE	36	9N	20W	RAVALLI
2	40.00		SWNE	36	9N	20W	RAVALLI
3	40.00		SENE	36	9N	20W	RAVALLI
4	40.00		NWSE	36	9N	20W	RAVALLI
5	40.00		NESW	36	9N	20W	RAVALLI
<b>Total:</b>	<b>180.00</b>						

**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."**

**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**

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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 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</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
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**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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NWSE	36	9N	20W	RAVALLI
2	40.00		NESW	36	9N	20W	RAVALLI
<b>Total:</b>	<b>80.00</b>						

**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.**

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**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 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		SE	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
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**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:**

<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	40.00		SENW	36	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.

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."**



**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 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 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</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
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**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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NWSE	36	9N	20W	RAVALLI
2	40.00		NESW	36	9N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSENE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> CRONIN DITCH (HEADGATE 116)						
2		SESENW	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> BROWN-CRONIN-LOGAN DITCH (HEADGATE 117)						
3		NENESE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> LANCASTER DITCH						
4		NENESE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> LONGBOTTOM DITCH (HEADGATE 114)						
5		SWNESE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Period of Use:</b> APRIL 1 TO OCTOBER 31						

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
<b>Total:</b>	<b>151.00</b>						

**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."**

**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 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 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
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**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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NWSE	36	9N	20W	RAVALLI
2	40.00		NESW	36	9N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	12.00		SWNE	36	9N	20W	RAVALLI
2	5.00		SENE	36	9N	20W	RAVALLI
<b>Total:</b>	<u>17.00</u>						

**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.**

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

**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 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 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		SE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> BROWN-CRONIN-LOGAN DITCH (HEADGATE 117)						
2		NENESE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> LONGBOTTOM DITCH (HEADGATE 114)						
3		NENESE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> LANCASTER DITCH						
4		SWSENE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> CRONIN DITCH (HEADGATE 116)						
5 - SECONDARY		NENESE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> UNNAMED DITCH (HEADGATE 119)						
6 - SECONDARY		SWNESE	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	14.00		SENE	36	9N	20W	RAVALLI
2	26.00		SWNE	36	9N	20W	RAVALLI
3	21.00		SENE	36	9N	20W	RAVALLI
4	37.00		NWSE	36	9N	20W	RAVALLI
5	40.00		NESW	36	9N	20W	RAVALLI
<b>Total:</b>	<b>138.00</b>						

**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.

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

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

**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 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 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:**

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**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.**

**PRELIMINARY DECREE  
MAINSTEM 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	14.00		SENE	36	9N	20W	RAVALLI
2	22.00		SWNE	36	9N	20W	RAVALLI
3	5.00		SENE	36	9N	20W	RAVALLI
<b>Total:</b>	<b>41.00</b>						

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.**

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

**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 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 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
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> DITCH						
2		SWNESW	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> DIVERSION DAM						
<b>Period of Use:</b> APRIL 1 TO OCTOBER 31						

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		NWSE	36	9N	20W	RAVALLI
2	40.00		NESW	36	9N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		S	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> CRONIN DITCH (HEADGATE 116)						
2		S	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> BROWN-CRONIN-LOGAN DITCH (HEADGATE 117)						
3		N	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> LANCASTER DITCH						
4		N	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> LONGBOTTOM DITCH (HEADGATE 114)						
5		S	36	9N	20W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
<b>Period of Use:</b> JANUARY 1 TO DECEMBER 31						

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			S	36	9N	20W	RAVALLI
2			S	36	9N	20W	RAVALLI
3			S	36	9N	20W	RAVALLI
4			S	36	9N	20W	RAVALLI
5			N	36	9N	20W	RAVALLI
6			N	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."**

**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 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 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(usage):** 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</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.

\*Reservoir: ONSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		SWSWNE	36	9N	20W	RAVALLI
<b>Diversion to Reservoir:</b>	DIVERSION # 1					
<b>Dam Height:</b>	7.00 FEET					
<b>Surface Area:</b>	0.10 ACRES					
<b>Capacity:</b>	0.40 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:

<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		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."**

**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 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 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(usage):** 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</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
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DIVERSION DAM

Period of Use: JANUARY 1 TO DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NWSE	36	9N	20W	RAVALLI
2			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.

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."**

**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 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 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		SE	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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	14.50		S2	34	4N	21W	RAVALLI
<b>Total:</b>	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.

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

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



**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 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.50		NENWNE	21	8N	20W	RAVALLI
2	2.00		NWNWNE	21	8N	20W	RAVALLI
3	1.50		NENENW	21	8N	20W	RAVALLI
<b>Total:</b>	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.

**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."**

**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 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 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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWNWNE	21	8N	20W	RAVALLI
<b>Diversion to Reservoir:</b>	DIVERSION # 1				
<b>Depth:</b>	10.00 FEET				
<b>Surface Area:</b>	6.31 ACRES				
<b>Capacity:</b>	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 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.**

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

**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 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 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</u>	<u>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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.25		SENWNW	13	8N	20W	RAVALLI

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</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."**

**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 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 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</u>	<u>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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.25		SENWNW	13	8N	20W	RAVALLI

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</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.**

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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 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 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:**

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**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.**

**PRELIMINARY DECREE  
MAINSTEM 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 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(usage):** 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SEN	WNW 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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SEN	WNW 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."**

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**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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NENE	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

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWNE	14	8N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1  
 Dam Height: 13.00 FEET  
 Depth: 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:

<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		SWNE	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.**

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**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**

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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 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(usage):** 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SEN	WNW	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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			SEN	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."**

**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 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 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 LANSE 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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		NENENE	10	6N	20W	RAVALLI
	<b>Subdivision:</b>	HAMILTON HEIGHTS		TRACT/LOT: 4		BLOCK: 16	
2	10.00		NWNENE	10	6N	20W	RAVALLI
	<b>Subdivision:</b>	HAMILTON HEIGHTS		TRACT/LOT: 3		BLOCK: 16	
3	10.00		SENE	10	6N	20W	RAVALLI
	<b>Subdivision:</b>	HAMILTON HEIGHTS		TRACT/LOT: 2		BLOCK: 16	
4	10.00		SWNE	10	6N	20W	RAVALLI
	<b>Subdivision:</b>	HAMILTON HEIGHTS		TRACT/LOT: 1		BLOCK: 16	
<b>Total:</b>	<b>40.00</b>						

**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."**

**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 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 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 LANSE 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 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:** WILLOW CREEK

**Source Type:** SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</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:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NENE	10	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.

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."**

**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 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 147583-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Status:** ACTIVE

**Owners:** CLARK M CUNNINGHAM  
C/O IRENE CUNNINGHAM  
728 GRANTS DALE RD  
GRANTS DALE, 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	SESW	15	5N	20W RAVALLI
<b>Period of Diversion:</b> MARCH 1 TO SEPTEMBER 30						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> HUGHES DITCH						
2 - SECONDARY		SW	NWSW	8	5N	20W RAVALLI
<b>Period of Diversion:</b> MARCH 1 TO SEPTEMBER 30						
<b>Diversion Means:</b> HEADGATE						
<b>Ditch Name:</b> 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:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.33		NENWSE	7	5N	20W	RAVALLI
<u>Subdivision:</u>		GRANTS, H H ADD (GRANTS DALE)					
<b>Total:</b>	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."**



**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	NW	SE	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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		NWNWSE	12	5N	21W	RAVALLI
2	5.00		SWNWSE	12	5N	21W	RAVALLI
<b>Total:</b>	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."**

**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 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 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</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SEN	WSE	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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		NWNWSE	12	5N	21W	RAVALLI
2	5.00		SWNWSE	12	5N	21W	RAVALLI
<b>Total:</b>	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 NWNWSE 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."**

**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 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 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:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</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:** PUMP

**Period of Use:** JANUARY 1 TO DECEMBER 31

**\*Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	3.00		NWSENW	32	8N	19W	RAVALLI
<b>Total:</b>	3.00						

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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.

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.**

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

**IMPORTANT NOTICE**

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**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:**

<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			NWNESW	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.

147597-00 147598-00

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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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**PRELIMINARY DECREE  
MAINSTEM 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.**

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**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:**

<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			SENENW	4	7N	19W	RAVALLI

**Remarks:**

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

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

**IMPORTANT NOTICE**

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**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

**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			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.

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

**IMPORTANT NOTICE**

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**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.

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**\*Source Name:** SPOONER CREEK  
**Source Type:** SURFACE WATER

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

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		N2NW	4	7N	19W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
2	1	NENENE	5	7N	19W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
3		N2NESE	31	8N	19W	RAVALLI
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> 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>
4		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>	<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
2			NENENE	5	7N	19W	RAVALLI
3			N2NESE	31	8N	19W	RAVALLI
4			NWNWSW	32	8N	19W	RAVALLI

**Remarks:**

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147317-00 147600-00 147601-00

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

**IMPORTANT NOTICE**

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**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

**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
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**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 (SWSSEW 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</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
<b>Total:</b>	<b>3.88</b>						

**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 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."**

**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 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 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
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**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:**

<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	1.13		NESENW	31	6N	20W	RAVALLI
<b>Total:</b>	1.13						

**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 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."**

**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 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 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
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**\*Period of Diversion:** APRIL 1 TO OCTOBER 31

**Diversion Means:** DAM

PUMP IS SECONDARY MEANS OF DIVERSION.

\*Reservoir: OFFSTREAM

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NESWSE	22	7N	20W	RAVALLI
<b>Diversion to Reservoir:</b>	DIVERSION # 2					
<b>Dam Height:</b>	12.00 FEET					
<b>Depth:</b>	10.00 FEET					
<b>Surface Area:</b>	0.10 ACRES					
<b>Capacity:</b>	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:

<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	11.00		E2SWSE	22	7N	20W	RAVALLI
<b>Total:</b>	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."**



**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 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 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</u>	<u>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:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	6.00		SESE	22	7N	20W	RAVALLI
<b>Total:</b>	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.

**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."**

**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 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 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:**

<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	40.00		W2NW	26	7N	20W	RAVALLI

**Total:** 40.00

**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>
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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."**

**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 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 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:**

<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	SWNWSW	18	10N	19W	RAVALLI

**Period of Diversion:** APRIL 1 TO OCTOBER 1

**Diversion Means:** PUMP

2	4	SWSWSW	18	10N	19W	RAVALLI
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**Period of Diversion:** APRIL 1 TO OCTOBER 1

**Diversion Means:** PUMP

3	4	NESWSW	19	10N	19W	RAVALLI
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**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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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

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</u>	<u>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:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.00		NENWNE	30	10N	19W	RAVALLI	
		Subdivision: EAGLE WATCH SUBD TRACT/LOT: 31						
2	3.00		NWNWNE	30	10N	19W	RAVALLI	
		Subdivision: EAGLE WATCH SUBD TRACT/LOT: 31						
<b>Total:</b>	<b>5.00</b>							

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."**

**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 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 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
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**\*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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	10.00		W2SENE	12	5N	21W	RAVALLI
2	40.00		SWNE	12	5N	21W	RAVALLI
<b>Total:</b>	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.**

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."**

**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 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 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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SW	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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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
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**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>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
<b>Total:</b>	<b>6.67</b>						

**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 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."**

**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 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 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:**

<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	60.00		N2NW	1	9N	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.

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.**

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

**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 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 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.



**\*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</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</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."**

**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 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 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:**

<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		NWSESE	15	5N	20W	RAVALLI

**\*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

	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		NWSESE	15	5N	20W	RAVALLI
<b>Diversion to Reservoir:</b>	DIVERSION # 1					
<b>Depth:</b>	10.00 FEET					
<b>Surface Area:</b>	0.03 ACRES					
<b>Capacity:</b>	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:**

<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	0.75		NENENE	22	5N	20W	RAVALLI
2	0.75		NWNWNW	23	5N	20W	RAVALLI
<b>Total:</b>	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."**

**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 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 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

REBECCA 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

**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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
<b>Total:</b>	<b>53.50</b>						

**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."**

**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 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 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.

**Priority Date:** SEPTEMBER 20, 1971

**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 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</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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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."**

**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 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 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:**

<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:** 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>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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
<b>Total:</b>	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."**

**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 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 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>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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.

**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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**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.**