

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

GENERAL ABSTRACT

Water Right Number: 76H 83967-00 PROVISIONAL PERMIT
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: CHEPO LLC
PO BOX 742
BELLVILLE, TX 77418

Priority Date: NOVEMBER 20, 1992 at 03:01 P.M.

Enforceable Priority Date: NOVEMBER 20, 1992 at 03:01 P.M.

Purpose (use): FISH AND WILDLIFE

Maximum Flow Rate: 200.00 GPM

Maximum Volume: 310.00 AC-FT

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		SWSWNE	23	4N	21W	RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

Purpose (Use): FISH AND WILDLIFE

Volume: 310.00 AC-FT

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	23	4N	21W	RAVALLI

Geocodes/Valid: 13-1273-23-1-01-07-0000 - Y

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME OTHER.

83967-00 83979-00

ASSOCIATED RIGHT

THIS RIGHT AND 76H-P083979-00 USE THE SAME PONDS. THE COMBINED APPROPRIATION SHALL NOT EXCEED 200 GPM UP TO 310 ACRE-FEET PER YEAR.

DECREED STREAM - COMMISSIONER

THIS RIGHT IS SUBJECT TO THE AUTHORITY OF COURT APPOINTED WATER COMMISSIONERS, IF AND WHEN APPOINTED, TO ADMEASURE AND DISTRIBUTE TO THE PARTIES USING WATER IN THE SOURCE OF SUPPLY, THE WATER TO WHICH THEY ARE ENTITLED. THE APPROPRIATOR SHALL PAY HIS PROPORTIONATE SHARE OF THE FEES, COMPENSATION AND EXPENSES, AS FIXED BY THE DISTRICT COURT, INCURRED IN THE DISTRIBUTION OF THE WATERS.

OBJECTION INFORMATION

OBJECTION LOG 93-041

WATER MEASUREMENT REQUIREMENT - UNIQUE TYPE

THIS RIGHT IS SUBJECT TO THE CONDITION THAT THE APPROPRIATOR SHALL INSTALL AN ADEQUATE FLOW METERING DEVICE IN ORDER TO ALLOW THE FLOW RATE AND VOLUME OF WATER DIVERTED TO BE RECORDED. THE PERMITTEE SHALL KEEP A WRITTEN RECORD OF THE FLOW RATE AND VOLUME OF ALL WATERS DIVERTED, INCLUDING THE PERIOD OF TIME, AND SHALL SUBMIT SAID RECORDS TO THE DEPARTMENT UPON REQUEST.

POSSIBLE COMPLAINT RECEIVED

IF AT ANY TIME AFTER THIS RIGHT IS ISSUED, A WRITTEN COMPLAINT IS RECEIVED BY THE DEPARTMENT ALLEGING THAT DIVERTING FROM THIS SOURCE IS ADVERSELY AFFECTING A PRIOR WATER RIGHT, THE DEPARTMENT MAY MAKE A FIELD INVESTIGATION OF THE PROJECT. IF DURING THE FIELD INVESTIGATION THE DEPARTMENT FINDS SUFFICIENT EVIDENCE SUPPORTING THE

Remarks:

ALLEGATION, IT MAY CONDUCT A HEARING IN THE MATTER ALLOWING THE APPROPRIATOR TO SHOW CAUSE WHY THE RIGHT SHOULD NOT BE MODIFIED OR REVOKED. THE DEPARTMENT MAY THEN MODIFY OR REVOKE THIS RIGHT TO PROTECT EXISTING RIGHTS OR LEAVE THIS RIGHT UNCHANGED IF THE HEARING OFFICER DETERMINES NO EXISTING WATER RIGHTS ARE BEING ADVERSELY AFFECTED.

LIABILITY WAIVER

THE ISSUANCE OF THIS RIGHT BY THE DEPARTMENT SHALL NOT REDUCE THE APPROPRIATOR'S LIABILITY FOR DAMAGES CAUSED BY THE APPROPRIATOR'S EXERCISE OF THIS RIGHT. NOR DOES THE DEPARTMENT IN ISSUING THE RIGHT IN ANY WAY ACKNOWLEDGE LIABILITY FOR DAMAGE CAUSED BY THE APPROPRIATOR'S EXERCISE OF THIS RIGHT.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 109780 RECEIVED 04/18/2014.

OWNERSHIP UPDATE TYPE DOR # 123486 RECEIVED 06/17/2014.