

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 107790-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: SOUTH BURNT FORK CREEK LLC
888 S BURNT FORK RD
STEVENSVILLE, MT 59870

Priority Date: APRIL 3, 1911

Enforceable Priority Date: APRIL 3, 1911

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 112.20 GPM

Maximum 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: 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 | | SWNESW | 5 | 8N | 19W | RAVALLI |

Period of Diversion: MAY 1 TO SEPTEMBER 15

Diversion Means: HEADGATE

Ditch Name: BARROTT DITCH (HEADGATE 105)

| | | | | | | |
|---|--|--------|---|----|-----|---------|
| 2 | | NWSENE | 6 | 8N | 19W | RAVALLI |
|---|--|--------|---|----|-----|---------|

Period of Diversion: MAY 1 TO SEPTEMBER 15

Diversion Means: HEADGATE

Ditch Name: BURNT FORK RANCH DITCH (HEADGATE 107)

| | | | | | | |
|---|--|--------|---|----|-----|---------|
| 3 | | NWSWNE | 6 | 8N | 19W | RAVALLI |
|---|--|--------|---|----|-----|---------|

Period of Diversion: MAY 1 TO SEPTEMBER 15

Diversion Means: HEADGATE

Ditch Name: BURNT FORK RANCH DITCH (HEADGATE 110)

| | | | | | | |
|--------------|--|--------|---|----|-----|---------|
| 4- SECONDARY | | SWNESW | 5 | 8N | 19W | RAVALLI |
|--------------|--|--------|---|----|-----|---------|

Period of Diversion: MAY 1 TO SEPTEMBER 15

Diversion Means: HEADGATE

Ditch Name: BITTERROOT IRRIGATION DISTRICT CANAL

| | | | | | | |
|--------------|---|--------|---|----|-----|---------|
| 5- SECONDARY | 1 | SENESE | 1 | 8N | 20W | RAVALLI |
|--------------|---|--------|---|----|-----|---------|

Period of Diversion: MAY 1 TO SEPTEMBER 15

Diversion Means: HEADGATE

Ditch Name: SIPHON EXCHANGE DITCH

WATER FROM BARROTT DITCH (POD #1) IS CONVEYED THROUGH THE BRID CANAL (POD #4) AND THE SIPHON EXCHANGE DITCH (POD #5) TO THE PLACE OF USE.

THE CLAIMED POINT OF DIVERSION IN THE SWNESW SEC 5 T8N R19W IS ON AN UPSTREAM TRIBUTARY WITHOUT ACCESS TO THE CLAIMED PLACE OF USE. THERE IS AN EXCHANGE USE AGREEMENT WITH BRID TO TAKE AN EQUAL AMOUNT OF WATER FROM A SIPHON. SEE CLAIM FILE FOR MORE INFORMATION.

Period of Use: MAY 1 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 | N2SENE | | 6 | 8N | 19W | RAVALLI |

Total: 10.00

Geocodes/Valid: 13-1667-06-1-01-01-0000 - Y

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.

107788-00 107790-00

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 58005 RECEIVED 05/01/2008.

OWNERSHIP UPDATE TYPE DOR # 107007 RECEIVED 09/26/2012.

OWNERSHIP UPDATE TYPE DOR # 126299 RECEIVED 08/26/2014.