

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 136845-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version 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  
**Enforceable Priority Date:** APRIL 1, 1904

**Type of Historical Right:** DECREED

**Purpose (use):** STOCK

**Maximum 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.

**Maximum Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

**Source Name:** BITTERROOT RIVER  
**Source Type:** SURFACE WATER

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

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

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

2		SWNWSE	8	7N	20W	RAVALLI
---	--	--------	---	----	-----	---------

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

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

3		SWSENW	20	7N	20W	RAVALLI
---	--	--------	----	----	-----	---------

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

**Ditch Name:** SUPPLY (WOOD-PARKHURST) DITCH

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

**Place of Use:**

<u>ID</u>	<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

**Place of Use:**

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

**Geocodes/Valid:**

13-1565-04-2-01-02-0000 - Y	13-1565-04-2-01-05-0000 - Y
13-1565-04-2-01-07-0000 - Y	13-1565-04-2-01-11-0000 - Y
13-1565-05-1-01-02-0000 - Y	13-1565-05-1-01-03-0000 - Y
13-1565-05-1-01-04-0000 - Y	13-1565-05-1-01-05-0000 - Y
13-1565-05-1-01-06-0000 - Y	13-1565-05-1-01-08-0000 - Y
13-1565-05-1-01-09-0000 - Y	13-1565-05-3-01-01-0000 - Y
13-1565-08-1-01-01-0000 - Y	13-1565-08-1-01-08-0000 - Y
13-1565-09-2-01-01-0000 - Y	13-1565-09-2-01-02-0000 - Y
13-1565-09-2-01-04-0000 - Y	13-1666-32-1-01-02-0000 - Y
13-1666-32-1-01-06-0000 - Y	13-1666-32-1-01-08-0000 - Y
13-1666-32-1-01-09-0000 - Y	13-1666-32-1-01-10-0000 - Y
13-1666-33-1-01-01-0000 - Y	13-1666-33-1-01-02-0000 - Y
13-1666-33-1-01-06-0000 - Y	13-1666-33-1-01-07-0000 - Y
13-1666-33-1-01-08-0000 - Y	

**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.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/20/84.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/19/93.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/14/96.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 14971 RECEIVED 05/07/2002.

OWNERSHIP UPDATE TYPE 608 # 18560 RECEIVED 12/20/2004.

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.