

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 136836-00 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

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

Enforceable Priority Date: APRIL 1, 1906

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 25.00 CFS

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: 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>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

2		SWSWSE	5	7N	20W	RAVALLI
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Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

3		SWNWSE	8	7N	20W	RAVALLI
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Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: MITCHELL SLOUGH (TUCKER HEADGATE)

4		SWSENW	20	7N	20W	RAVALLI
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Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: SUPPLY (WOOD-PARKHURST) DITCH

5- SECONDARY		SENESEW	4	7N	20W	RAVALLI
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Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: UNION DITCH

6- SECONDARY		SENWSW	4	7N	20W	RAVALLI
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Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: WOOD DITCH

ID **Govt Lot** **Qtr Sec** **Sec** **Twp** **Rge** **County**
7- SECONDARY SESWSW 4 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: POINT B

8- SECONDARY NWNENW 9 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

9- SECONDARY NESWNE 16 7N 20W RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: HUMBLE DRAIN

WATER DIVERTED FROM BITTERROOT RIVER IS CONVEYED TO MITCHELL SLOUGH WHICH IS USED AS A NATURAL CARRIER TO SECONDARY POINT(S) OF DIVERSION, DIVERSION NO(S). 6, 7 AND 9.

HUMBLE DRAIN IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM SUPPLY (WOOD-PARKHURST) DITCH TO THE SECONDARY POINT(S) OF DIVERSION, DIVERSION NO(S). 8, 7, 6, AND 5.

POINT OF DIVERSION NO. 9 IS JUNCTION OF SUPPLY DITCH AND HUMBLE DRAIN

Period of Use: APRIL 1 to OCTOBER 31

Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
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
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

Place of Use:

<u>ID</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	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
53	66.00		E2SE	33	8N	20W	RAVALLI
54	37.00		NWSE	33	8N	20W	RAVALLI
55	34.00		SWSE	33	8N	20W	RAVALLI
56	40.00		NESW	33	8N	20W	RAVALLI
57	35.00		NWSW	33	8N	20W	RAVALLI
58	80.00		S2SW	33	8N	20W	RAVALLI
Total:	1,645.00						

<u>Geocodes/Valid:</u>		
	13-1565-04-2-01-02-0000 - Y	13-1565-04-2-01-03-0000 - 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	13-1565-05-1-01-01-0000 - 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	13-1666-28-3-01-01-0000 - Y
	13-1666-32-1-01-01-0000 - 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
	13-1666-33-1-01-04-0000 - 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 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.

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

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

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

Remarks:

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/25/99.

OWNERSHIP UPDATE RECEIVED

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 1000 MINER'S
INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 6034-00, 136836-00, 136846-00.