

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 147301-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** MILTON DATSOPOULOS  
201 W MAIN SUITE 201  
MISSOULA, MT 59802  
  
TIMOTHY R WHITE  
414 SPOONER CREEK LN  
STEVENSVILLE, MT 59870  
  
PATRICIA O RHODES  
PO BOX 34  
CORVALLIS, MT 59828  
  
SUTHERLIN LAND LLC  
415 SPOONER CREEK LN  
STEVENSVILLE, MT 59870  
  
LINDA J YOCUM  
414 SPOONER CREEK LN  
STEVENSVILLE, MT 59870  
  
PETER O RHODES  
1007 8TH ST W  
FAIRVIEW, MT 59221  
  
REBECCA D RHODES  
1007 8TH ST W  
FAIRVIEW, MT 59221

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  
**Enforceable Priority Date:** MAY 1, 1898

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 5.00 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:** 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		SWSENW	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		E2E2SW	27	8N	20W	RAVALLI
3	20.00		N2N2	34	8N	20W	RAVALLI
<b>Total:</b>	130.00						

**Geocodes/Valid:** 13-1666-27-3-01-04-0000 - Y 13-1666-27-3-01-05-0000 - Y

13-1666-27-3-01-06-0000 - Y	13-1666-27-3-01-09-0000 - Y
13-1666-27-3-01-14-0000 - Y	13-1666-27-3-01-18-0000 - Y
13-1666-27-3-01-23-0000 - Y	13-1666-34-1-01-01-0000 - Y
13-1666-34-1-01-02-0000 - Y	13-1666-34-1-01-03-0000 - Y
13-1666-34-1-01-46-0000 - 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.

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.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/16/88.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/22/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/19/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/02/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/02/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/26/88.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/07/87.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/15/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/14/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/06/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/30/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/25/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/27/95.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/30/95.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/11/96.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/26/01.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 05/16/01.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 5850 RECEIVED 10/29/2002.

OWNERSHIP UPDATE TYPE 608 # 7796 RECEIVED 03/25/2003.

OWNERSHIP UPDATE TYPE 608 # 13541 RECEIVED 04/01/2004.

OWNERSHIP UPDATE TYPE 608 # 39794 RECEIVED 06/09/2006.

OWNERSHIP UPDATE TYPE DOR # 103725 RECEIVED 06/08/2012.

OWNERSHIP UPDATE TYPE DOR # 125955 RECEIVED 08/25/2014.

OWNERSHIP UPDATE TYPE DOR # 139170 RECEIVED 12/01/2015.

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.