

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 147822-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: TAMMIS DAY TRUST
%DAY TAMMIS ADDISON TRUSTEE
140 EDWARDS RD
SULA, MT 59871

BERRYHILL THOMAS C & LORETTA K 2001 TRUST
THOMAS C & LORETTA K BERRYHILL, TRUSTEES
660 GEER CT
MODESTO, CA 95354

Priority Date: APRIL 1, 1897
Enforceable Priority Date: APRIL 1, 1897

Type of Historical Right: DECREED

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

Maximum Flow Rate: 3.88 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: 153.00

Source Name: BITTERROOT RIVER, EAST FORK
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		NWSE	10	1N	19W	RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 19
Diversion Means: HEADGATE
Ditch Name: BUSH-MCKEE DITCH
DITCH NAME: BUSH-MCKEE DITCH

Period of Use: APRIL 15 to OCTOBER 19

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	33.00		NWNW	15	1N	19W	RAVALLI
2	18.00		N2NENW	15	1N	19W	RAVALLI
3	7.00		SWNW	15	1N	19W	RAVALLI
4	29.00		SWNE	16	1N	19W	RAVALLI
5	30.00		NENE	16	1N	19W	RAVALLI
6	36.00		SENE	16	1N	19W	RAVALLI
Total:	153.00						

Geocodes/Valid: 13-0971-15-1-01-03-0000 - Y 13-0971-16-1-01-01-0000 - Y
13-0971-16-1-01-02-0000 - Y 13-0971-16-1-01-04-0000 - 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.

147822-00 147823-00 147824-00 147825-00 212299-00

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26961-00 26963-00 147822-00 148069-00 30003659

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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.

147822-00 147830-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/30/88: POINT OF DIVERSION, PERIOD OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/02/92: PLACE OF USE, MAXIMUM ACRES.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/03/85.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/27/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/06/96.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/22/94.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 20931 RECEIVED 04/28/2005.

OWNERSHIP UPDATE TYPE 608 # 20932 RECEIVED 04/28/2005.

OWNERSHIP UPDATE TYPE 608 # 72130 RECEIVED 01/09/2009.

OWNERSHIP UPDATE TYPE 608 # 72190 RECEIVED 01/09/2009.