

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: 76LJ 148681-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

CATHERINE M HELZER
47 RESERVE COURT
KALISPELL, MT 59901

SUSAN C GILMAN
PO BOX 7274
KALISPELL, MT 59904-0274

GARY M HELZER
95 RESERVE COURT
KALISPELL, MT 59901

STEVE M HELZER
23 RESERVE COURT
KALISPELL, MT 59901

GARY L CHARLES
140 MARVINS WAY
KALISPELL, MT 59901

TERRY L CHARLES
140 MARVINS WAY
KALISPELL, MT 59901

WEST VALLEY SCHOOL DIST 1
2290 FARM TO MARKET RD
KALISPELL, MT 59901

KEVIN J HELZER
82 RESERVE COURT
KALISPELL, MT 59901

BRADLEY L KASAVANA
150 MCMANNAMY DRAW
KALISPELL, MT 59901

KATHENNE V KASAVANA
150 MCMANNAMY DRAW
KALISPELL, MT 59901

NORMAN C BJELLAND
PO BOX 9050
KALISPELL, MT 59904-0050

JOLENE T BJELLAND
PO BOX 9050
KALISPELL, MT 59904-0050

Priority Date: NOVEMBER 9, 1967

Enforceable Priority Date: NOVEMBER 9, 1967

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Maximum Flow Rate: 1.78 CFS

Maximum Volume: PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 3 - MODERATE

Maximum Acres: 240.00

Source Name: MANMADE PIT, UNNAMED TRIBUTARY OF BOWSER SPRING CREEK

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

ID Govt Lot Qtr Sec Sec Twp Rge County

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWSW	28	29N	22W	FLATHEAD

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PIT

PUMP USED AS AN ADDITIONAL MEANS OF DIVERSION.

THE PERIOD OF DIVERSION HAS BEEN STANDARDIZED BY DNRC FOR THIS CLAIM.

Reservoir: ON STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSWSW	28	29N	22W	FLATHEAD

Diversion to Reservoir: DIVERSION # 1

Depth: 25.00 FEET

Surface Area: 0.25 ACRES

Current Capacity: 3.13 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

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	40.00		SWSW	28	29N	22W	FLATHEAD
2	100.00		NE	32	29N	22W	FLATHEAD
3	100.00		NW	33	29N	22W	FLATHEAD
Total:	240.00						

Geocodes/Valid:	07-4077-28-3-02-13-0000 - Y	07-4077-28-3-02-14-0000 - Y
	07-4077-28-3-02-15-0000 - Y	07-4077-28-3-02-16-0000 - Y
	07-4077-28-3-02-17-0000 - Y	07-4077-28-3-02-18-0000 - Y
	07-4077-28-3-02-19-0000 - Y	07-4077-28-3-02-21-0000 - Y
	07-4077-28-3-02-50-0000 - Y	07-4077-28-3-02-53-0000 - Y
	07-4077-28-3-02-55-0000 - Y	07-4077-28-3-02-57-0000 - Y
	07-4077-32-1-01-05-0000 - Y	07-4077-32-1-02-01-0000 - Y
	07-4077-32-1-02-20-0000 - Y	07-4077-32-1-02-25-0000 - Y
	07-4077-32-1-02-40-0000 - Y	07-4077-32-1-02-50-0000 - Y
	07-4077-32-1-03-45-0000 - Y	07-4077-33-2-01-10-0000 - 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.

148681-00 166821-00

THIS WATER RIGHT IS ASSOCIATED WITH 76LJ-30001460. THEY SHARE A COMMON PLACE OF USE. WATER RIGHTS 76LJ 148681-00, 76LJ 166821-00, AND 76LJ 30109289 ARE ASSOCIATED BECAUSE THEY

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 85569 RECEIVED 08/06/2009.
 OWNERSHIP UPDATE TYPE DOR # 120261 RECEIVED 06/29/2012.
 OWNERSHIP UPDATE TYPE DOR # 111100 RECEIVED 01/24/2013.
 OWNERSHIP UPDATE TYPE DOR # 114210 RECEIVED 07/26/2013.
 OWNERSHIP UPDATE TYPE DOR # 144768 RECEIVED 07/14/2016.
 OWNERSHIP UPDATE TYPE 608 # 150426 RECEIVED 12/02/2016.

FLATHEAD COUNTY RECORDS AS OF 04/22/2008 SHOWS PLACE OF USE IS OWNED BY 16 SEPARATE OWNERS, SEE CLAIM FILE FOR DETAILS.

USDA AERIAL PHOTOGRAPH NO(S). 1279-88 , DATED 07/22/1980 , APPEARS TO INDICATE 100.44 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.