

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: 76F 149793-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: POTTER, O W JR EXEMPTION TRUST
8470 SUNSET HILL RD
GREENOUGH, MT 59823-9614

Priority Date: DECEMBER 31, 1962

Enforceable Priority Date: DECEMBER 31, 1962

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Maximum Volume: 12.80 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 60.00

Source Name: FISH CREEK

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		SESWNW	27	14N	14W	MISSOULA

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

2		NWSWSE	27	14N	14W	MISSOULA
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Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Reservoir: ON STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESWNW	27	14N	14W	MISSOULA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 11.00 FEET

Depth: 8.00 FEET

Surface Area: 2.00 ACRES

Current Capacity: 6.40 ACRE-FEET

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

Period of Use: APRIL 15 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	25.00		SESE	21	14N	14W	MISSOULA
2	5.00		W2W2NW	27	14N	14W	MISSOULA
3	20.00		NENE	28	14N	14W	MISSOULA
4	3.00		NENWNE	28	14N	14W	MISSOULA
5	2.00		NESENE	28	14N	14W	MISSOULA
6	2.00		NWSWNE	28	14N	14W	MISSOULA
7	3.00		NESENW	28	14N	14W	MISSOULA
Total:	60.00						

Geocodes/Valid: 04-2331-27-1-01-03-0000 - Y

04-2331-28-1-01-01-0000 - Y

Remarks:

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.

149793-00 149799-00 149801-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 3/24/2007: PERIOD OF DIVERSION, PLACE OF USE-TOTAL ACRES, VOLUME, PRIORITY DATE.

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 10/4/2010.

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 120743 RECEIVED 12/02/2013.