

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 157363-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

KEITH D PULSIPHER
2148 CANYON VIEW DR
GRAND JUNCTION, CO 81503-2590

PACIFIC LAND HOLDINGS LLC
PO BOX 450
RED LODGE, MT 59068-0450

JOANNA S CRAWFORD
4377 ILLINOIS BENCH RD
STEVENSVILLE, MT 59870

TORSTEN WEDEL
628 HILLTOP DR
STEVENSVILLE, MT 59870-6665

JESSICA WEDEL
628 HILLTOP DR
STEVENSVILLE, MT 59870-6665

THOMAS E MCINNIS
3888 BUD LN
STEVENSVILLE, MT 59870-7018

VENETT PULSIPHER
2148 S CANYON VIEW DR
GRAND JUNCTION, CO 81507

GEORGEANN ANDERSON
624 HILLTOP DR
STEVENSVILLE, MT 59870

JOHN D VUGTEVEEN
PO BOX 64
STEVENSVILLE, MT 59870-0064

JUDITH C VUGTEVEEN
PO BOX 64
STEVENSVILLE, MT 59870-0064

KAREN G WALKER
3896 BUD LN
STEVENSVILLE, MT 59870

SHANE R BEAR
5451 EASTSIDE HWY
FLORENCE, MT 59833

ELIZABETH LE COURE
C/O MARCUS LE COURE
669 HOLLIBAUGH RD
STEVENSVILLE, MT 59870-6601

DANIEL J WILDESON
648 HOLLIBAUGH RD
STEVENSVILLE, MT 59870

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: OCTOBER 1, 1863

Enforceable Priority Date: OCTOBER 1, 1863

THERE ARE THREE PRIORITY DATES LISTED, OCT. 1, 1863, JUNE 1, 1872 AND JUNE 1, 1880.

Type of Historical Right: DECREED

Purpose (use): STOCK

Maximum Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A

DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

Maximum Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: BURNT FORK 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		SWNWNW	30	9N	19W	RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: HEADGATE

2		NESWNE	33	9N	19W	RAVALLI
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: HEADGATE

Period of Use: JANUARY 1 to DECEMBER 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		4	SWSW	19	9N	19W	RAVALLI
2			SESE	24	9N	20W	RAVALLI

Geocodes/Valid:		
	13-1764-24-1-01-09-0000 - Y	13-1765-19-3-02-01-0000 - Y
	13-1765-19-3-03-01-0000 - Y	13-1765-19-3-03-02-0000 - Y
	13-1765-19-4-01-08-0000 - Y	13-1765-19-4-01-09-0000 - Y
	13-1765-19-4-01-10-0000 - Y	13-1765-19-4-01-11-0000 - Y
	13-1765-19-4-01-12-0000 - Y	13-1765-19-4-01-13-0000 - Y
	13-1765-19-4-01-14-0000 - Y	13-1765-19-4-01-15-0000 - Y
	13-1765-19-4-01-16-0000 - Y	13-1765-19-4-01-17-0000 - Y
	13-1765-19-4-01-18-0000 - Y	13-1765-19-4-01-19-0000 - Y

Remarks:

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.

157362-00 157363-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/26/91.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/03/92.

NOTICE OF WATER RIGHT OWNERSHIP UPDATE RECEIVED 08/17/99.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 82628 RECEIVED 04/03/2009.

OWNERSHIP UPDATE TYPE DOR # 90960 RECEIVED 03/04/2010.

OWNERSHIP UPDATE TYPE DOR # 99026 RECEIVED 08/26/2011.

OWNERSHIP UPDATE TYPE DOR # 99756 RECEIVED 10/19/2011.

OWNERSHIP UPDATE TYPE DOR # 95924 RECEIVED 12/27/2011.

OWNERSHIP UPDATE TYPE DOR # 127899 RECEIVED 09/03/2013.

OWNERSHIP UPDATE TYPE DOR # 125485 RECEIVED 10/22/2014.

OWNERSHIP UPDATE TYPE 608 # 125369 RECEIVED 10/22/2014.

OWNERSHIP UPDATE TYPE DOR # 129834 RECEIVED 02/17/2015.

OWNERSHIP UPDATE TYPE DOR # 133168 RECEIVED 07/08/2015.

OWNERSHIP UPDATE TYPE DOR # 139202 RECEIVED 02/03/2016.

Remarks:

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 160 MINER'S INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 26311-00, 26314-00, 30383-00, 30384-00, 31074-00, 31079-00, 45442-00, 45443-00, 104632-00, 104633-00, 115311-00, 115318-00, 124194-00, 124197-00, 157362-00, 157363-00.

THE CLAIMED MEANS OF DIVERSION MAY BE INCORRECT AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

ON 10/19/2014, THE MONTANA WATER COURT AUTHORIZED THE CREATION OF TWO IMPLIED CLAIMS FROM THIS WATER RIGHT. AS OF 4/14/2015, NOT ALL OWNERS OF RECORD HAVE SIGNED OFF TO ALLOW THE GENERATION OF THE TWO IMPLIED CLAIMS

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/21/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY 12 ADDITIONAL OWNERS(SEE FILE FOR DETAILS).

THE PLACE OF USE LEGAL LAND DESCRIPTION COULD NOT BE REFINED FROM INFORMATION IN THE CLAIM FILE.

THE PRIORITY DATE OF THIS CLAIM IS UNCLEAR AS MULTIPLE PRIORITY DATES HAVE BEEN CLAIMED. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.