

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 9124-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: JAMES A HANSON
1298 K M RANCH RD
WHITEFISH, MT 59937-8383

BRUCE P TUTVEDT
2335 WEST VALLEY DR
KALISPELL, MT 59901

LINDA E TUTVEDT
2335 WEST VALLEY DR
KALISPELL, MT 59901

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

Priority Date: APRIL 27, 1971

Enforceable Priority Date: APRIL 27, 1971

THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER APPROPRIATION (FORM GW-3). THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION.

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Maximum Flow Rate: 6.06 CFS

PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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

Climatic Area: 3 - MODERATE

Maximum Acres: 160.00

Source Name: MANMADE PIT, UNNAMED TRIBUTARY OF STILLWATER RIVER

Source Type: GROUNDWATER

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		NWNESW	16	29N	22W	FLATHEAD

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PIT

PUMP USED TO CONVEY WATER.

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

Reservoir: ON STREAM **Reservoir Name** HANSON PIT

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWNESW	16	29N	22W	FLATHEAD

Diversion to Reservoir: DIVERSION # 1

Depth: 5.00 FEET

Surface Area: 0.50 ACRES

Current Capacity: 1.25 ACRE-FEET

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

Period of Use: APRIL 15 to NOVEMBER 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	160.00		SW	16	29N	22W	FLATHEAD

Total: 160.00

Geocodes/Valid: 07-4077-16-3-01-01-0000 - Y

07-4077-16-3-02-01-0000 - 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.

9123-00 9124-00

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 41677 RECEIVED 09/22/2006.

CLAIM NOS. 76LJ-9123-00 AND 76LJ-9124-00 APPEAR TO BE DUPLICATE CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. CLAIM NO. 76LJ-9123-00 REFLECTS A PRIORITY DATE OF 11/16/1967 AND CLAIM NO. 76LJ-9124-00 REFLECTS A PRIORITY DATE OF 04/27/1971 . IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

THE CLAIMED FLOW RATE APPEARS TO EXCEED THE CAPACITY OF THE DIVERSION AND CONVEYANCE FACILITIES.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

USDA AERIAL PHOTOGRAPH NO(S). 1279-86 , DATED 07/22/1980 , APPEARS TO INDICATE 94.13 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.