

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 10110-00 STATEMENT OF CLAIM
Version: 2 -- CHANGE AUTHORIZATION
Version Status: ACTIVE

THIS AUTHORIZATION IS LIMITED TO THE AMOUNT OF THE HISTORIC USE RECOGNIZED BY THE DEPARTMENT IN THIS PROCEEDING AS SUBJECT TO CHANGE, AND WILL THEREAFTER NOT EXCEED THAT AMOUNT. IF THE HISTORIC USE IS REDUCED UNDER ADJUDICATION PROCEEDINGS PURSUANT TO TITLE 85, CHAPTER 2, PART 2, MCA, THIS AUTHORIZATION WILL BE LIMITED TO A LESSER AMOUNT.

Owners:

DOREEN HOCHSTETLER
108 IRONWOOD CT
HAMILTON, MT 59840-3170

LUCILLE NILSY
1626 HOCHSTETLER LANE
VICTOR, MT 59875

MARLIN NILSY
1626 HOCHSTETLER LANE
VICTOR, MT 59875

HAYDOO CORPORATION
C/O BERTHA HOCHSTETLER
108 IRON WOOD CT
HAMILTON, MT 59840

PATRICIA LANDIS
1620 MERIDIAN RD
VICTOR, MT 59875

SCOTT LANDIS
1620 MERIDIAN RD
VICTOR, MT 59875

CRAIG A BOYETT
16353 SANTA BIANCA DR
HACIENDA HEIGHTS, CA 91745

IMPACT ON LEARNING INC
1625 US HIGHWAY 93 N
VICTOR, MT 59875

MACK CAPERS
PO BOX 372
VICTOR, MT 59875-0372

PATTY CAPERS
76 BELL CROSSING EAST
STEVENSVILLE, MT 59870

CYNTHIA K MAITOZA
246 CHRISTOFFERSON LN
CORVALLIS, MT 59828

DAVID H RILEY
PO BOX 1049
HAMILTON, MT 59840

GREGORY A CHARLTON
1551 MERIDIAN RD
VICTOR, MT 59875

KIMBERLY A CHARLTON
1551 MERIDIAN RD
VICTOR, MT 59875

HOWARD L REED
1580 MERIDIAN RD
VICTOR, MT 59875

MARSHA A REED
1580 MERIDIAN RD
VICTOR, MT 59875

Priority Date: SEPTEMBER 1, 1882

Enforceable Priority Date: SEPTEMBER 1, 1882

Purpose (use): IRRIGATION

Purpose Clarification: IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 3.40 CFS

Historical Flow Rate: 3.40 CFS

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Historical Diverted

Volume: 1,267.70 AC-FT

Historical Consumptive

Volume: 267.90 AC-FT

Maximum Acres: 349.00

Source Name: FRED BURR 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		SENWSE	14	7N	21W	RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 19

Diversion Means: HEADGATE

Ditch Name: ALLEN DITCH

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESWSW	18	7N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1

Surface Area: 0.52 ACRES

Current Capacity: 5.74 ACRE-FEET

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	145.00		SW	18	7N	20W	RAVALLI
2	154.00		SE	13	7N	21W	RAVALLI
3	50.00		E2SW	13	7N	21W	RAVALLI
Total:	349.00						

Geocodes/Valid: 13-1564-13-4-01-05-0000 - Y 13-1564-13-4-01-07-0000 - Y
 13-1564-13-4-01-08-0000 - Y 13-1564-13-4-01-09-0000 - Y
 13-1564-13-4-01-10-0000 - Y 13-1564-13-4-01-12-0000 - Y
 13-1565-18-2-01-01-0000 - Y 13-1565-18-2-01-09-0000 - Y
 13-1565-18-3-01-01-0000 - Y 13-1565-18-3-01-02-0000 - Y
 13-1565-18-3-01-03-0000 - 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.

10110-00 10111-00 12703-00

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.

10108-00 10110-00

Remarks:

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/30/98.

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NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/30/98.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/29/98.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/30/98.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/30/98.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/05/98.

NOTICE OF WATER RIGHT OWNERSHIP UPDATE RECEIVED 10/07/99.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 11153 RECEIVED 10/27/2003.

OWNERSHIP UPDATE TYPE 608 # 18209 RECEIVED 12/07/2004.

OWNERSHIP UPDATE TYPE DOR # 92274 RECEIVED 06/24/2010.

OWNERSHIP UPDATE TYPE DOR # 96166 RECEIVED 02/03/2012.

OWNERSHIP UPDATE TYPE DOR # 105699 RECEIVED 05/15/2012.

OWNERSHIP UPDATE TYPE DOR # 110954 RECEIVED 05/14/2013.