

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: 76M 210771-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: STANLEY S CLARK
2616 DEEP CREEK RD
SUPERIOR, MT 59872

LUANNE B CLARK
PO BOX 1114
SUPERIOR, MT 59872

Priority Date: SEPTEMBER 30, 1915
Enforceable Priority Date: SEPTEMBER 30, 1915

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 357.00 GPM

Maximum Volume: 197.40 AC-FT

THE WATER COURT HAS DETERMINED THAT A VOLUME QUANTIFICATION IS REQUIRED TO ADEQUATELY ADMINISTER THIS RIGHT.

Climatic Area: 3 - MODERATE

Maximum Acres: 21.00

Source Name: SPRING 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		NENESW	34	16N	25W	MINERAL

Period of Diversion: APRIL 15 TO OCTOBER 19

Diversion Means: HEADGATE

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	13.00		NWSW	34	16N	25W	MINERAL
2	8.00		NESW	34	16N	25W	MINERAL
Total:	21.00						

Geocodes/Valid: 54-2525-34-3-01-04-0000 - Y 54-2525-34-3-01-06-0000 - Y
54-2525-34-3-01-07-0000 - 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.

815-00 210771-00

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

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. W000815-00.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/05/87.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/22/98.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 45449 RECEIVED 04/09/2007.

OWNERSHIP UPDATE TYPE 608 # 66314 RECEIVED 09/19/2008.

Remarks:

FEE INSUFFICIENT TO COVER IMPLIED CLAIM.

ON MAY 8, 2000 RICHARD S. CLARK FILED A LATE OBJECTION TO CHANGE THE POINT OF DIVERSION LEGAL DESCRIPTION SO THAT IT REFERS TO SECTION 35 RATHER THAN SECTION 34, AND AN AFFIDAVIT TO CHANGE THE PLACE OF USE LEGAL DESCRIPTION TO A SINGLE PARCEL IN THE NENESW. THESE WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.

ALTHOUGH NOT OBJECTED TO THE PLACE OF USE WAS CHANGED TO REFLECT THE REDUCTION IN MAXIMUM ACRES IRRIGATED.