

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 211516-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE
Late Claim: B

Owners: NANCY A DESCHAMPS
9520 BUTLER CREEK RD
MISSOULA, MT 59808

CHARLES M DESCHAMPS
9520 BUTLER CREEK RD
MISSOULA, MT 59808

MISSOULA COUNTY AIRPORT AUTHORITY
5225 US HWY 10 W
MISSOULA, MT 59808-9385

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE WATER RIGHTS AFTER THE RIGHT IS VERIFIED OR CERTIFIED.

Priority Date: DECEMBER 31, 1865

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 09/30/85 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 2,356.20 GPM

Maximum Volume: 1,000.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 210.00

Source Name: BUTLER 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 | | NESENW | 3 | 13N | 20W | MISSOULA |

Period of Diversion: MARCH 1 TO JULY 4

Diversion Means: HEADGATE

| | | | | | | |
|---|--|------|---|-----|-----|----------|
| 2 | | NWSW | 3 | 13N | 20W | MISSOULA |
|---|--|------|---|-----|-----|----------|

Period of Diversion: MARCH 1 TO JULY 4

Diversion Means: DITCH

Reservoir: ON STREAM

| <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------------|----------------|------------|------------|------------|---------------|
| | NESENW | 3 | 13N | 20W | MISSOULA |

Diversion to Reservoir: DIVERSION # 1

Period of Use: MARCH 1 to JULY 4

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 | 70.00 | | SE | 4 | 13N | 20W | MISSOULA |
| 2 | 55.00 | | NE | 4 | 13N | 20W | MISSOULA |
| 3 | 25.00 | | W2NW | 3 | 13N | 20W | MISSOULA |
| 4 | 55.00 | | SW | 3 | 13N | 20W | MISSOULA |
| 5 | 5.00 | | N2NENW | 3 | 13N | 20W | MISSOULA |

Total: 210.00

Geocodes/Valid: 04-2199-03-1-01-02-0000 - Y

04-2199-03-1-01-03-0000 - Y

04-2199-03-1-01-07-0000 - Y

04-2199-04-1-01-05-0000 - Y

Remarks:

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 9452 RECEIVED 07/01/2003.

CLAIM WAS NOT INCLUDED IN THE BASIN 76M TEMPORARY PRELIMINARY DECREE ISSUED 11/29/84.

CLAIM FILED LATE 09/30/85 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.