

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 30395-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: PRESTON FAMILY LIVING TRUST
PRESTON WILLIAM H & REBECCA S TRUSTEES
7902 E MCDOWELL RD
MESA, AZ 85207-9755

JACKIE W TOLMAN
1865 MAUI DR
RICHLAND, WA 99352

ISAMADLOG PROP 001, LLC
%TREL SIDORUK
646 PUMPKIN LN
CORVALLIS, MT 59828-9575

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 1, 1968

Enforceable Priority Date: APRIL 1, 1968

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Maximum Flow Rate: 200.00 GPM

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

Maximum Acres: 50.00

Source Name: BITTERROOT RIVER

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		NESWNE	13	6N	21W	RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: WOODSIDE CANAL

Period of Use: MAY 1 to OCTOBER 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	23.00		SESE	12	6N	21W	RAVALLI
2	8.00		E2SWSE	12	6N	21W	RAVALLI
3	12.00		E2NWNE	13	6N	21W	RAVALLI
4	7.00		SWNE	13	6N	21W	RAVALLI
Total:	50.00						

Geocodes/Valid:		
	13-1467-12-4-01-10-0000 - Y	13-1467-12-4-01-11-0000 - Y
	13-1467-13-1-01-01-0000 - Y	13-1467-13-1-01-02-0000 - Y
	13-1467-13-1-01-03-0000 - Y	13-1467-13-1-01-04-0000 - Y
	13-1467-13-1-01-17-0000 - Y	13-1467-13-1-01-18-0000 - Y

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/17/1993: SOURCE, POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, PRIORITY DATE, TYPE OF RIGHT.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/18/1991.

Remarks:

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 80967 RECEIVED 09/27/2008.

OWNERSHIP UPDATE TYPE DOR # 143459 RECEIVED 12/08/2010.

OWNERSHIP UPDATE TYPE DOR # 128756 RECEIVED 07/02/2014.

OWNERSHIP UPDATE TYPE DOR # 150478 RECEIVED 11/30/2016.

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ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/05/2014, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY TIFFANI L WEMPLE, 2429 PLEASANT VIEW DR, VICTOR, MT 59875.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/05/2014, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY MILDENBERGER FAMILY LP, PO BOX 630, HAMILTON, MT 59840.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/05/2014, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY MONTANA DEPARTMENT OF HIGHWAYS, PO BOX 201001, HELENA, MT 59620-1001.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON BITTERROOT RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 1287, RAVALLI COUNTY.

A WITHDRAWAL OF INTEREST IN WATER RIGHT CLAIM WAS RECEIVED ON 04/19/2007. THE REDUCTION IN FLOW RATE AND TOTAL ACRES HAS NOT BEEN IMPLEMENTED AS WRITTEN AUTHORIZATION HAS NOT BEEN RECEIVED FROM ALL CO-OWNERS. THESE ELEMENTS MAY BE EXCESSIVE.
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