

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 39653-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: MONTANA FOREST PRODUCTS
PO BOX 7038
KALISPELL, MT 59904-0038

TRAILWEST BANK
222 W IDAHO ST
KALISPELL, MT 59901

STEVEN A GAIKOWSKI
PO BOX 5094
KALISPELL, MT 59903

Priority Date: MAY 11, 1885

Enforceable Priority Date: MAY 11, 1885

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 168.00 GPM

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

Climatic Area: 3 - MODERATE

Maximum Acres: 13.00

Source Name: SMITH 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		NWNWNE	13	28N	22W	FLATHEAD

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP

Period of Use: APRIL 15 to OCTOBER 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	8.00		N2NWNE	13	28N	22W	FLATHEAD
2	5.00		S2NENW	13	28N	22W	FLATHEAD
Total:	13.00						

Geocodes/Valid: 07-3965-13-1-01-03-0000 - Y 07-3965-13-1-01-10-0000 - Y
07-3965-13-1-01-15-0000 - Y 07-3965-13-1-14-01-0000 - Y

Remarks:

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.

39651-00 39653-00

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 112383 RECEIVED 07/24/2013.

OWNERSHIP UPDATE TYPE DOR # 139277 RECEIVED 02/25/2015.

OWNERSHIP UPDATE TYPE DOR # 129951 RECEIVED 03/22/2015.

OWNERSHIP UPDATE TYPE DOR # 152041 RECEIVED 03/01/2016.

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

Remarks:

.....
ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/16/2015, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY KRISTINE K BURROWS, 261 MORNING STAR DR, KALISPELL, MT 59901.

THE FLATHEAD COUNTY WATER RESOURCES SURVEY (1965) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 979-191 , DATED 09/23/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
.....