

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 111122-00 STATEMENT OF CLAIM
Version: 5 -- 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: OUZEL REACH RANCH LLC
25600 NINEMILE RD
HUSON, MT 59846

BAR 1 RANCH
% ALFRED BARONE
34500 CEDAR CREEK RD
HUSON, MT 59846

Priority Date: APRIL 1, 1902
Enforceable Priority Date: APRIL 1, 1902

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.50 CFS
Historical Flow Rate: 1.50 CFS

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

Climatic Area: 3 - MODERATE

Historical Diverted Volume: 458.00 AC-FT

Historical Consumptive Volume: 47.10 AC-FT

Maximum Acres: 55.00

Source Name: NINEMILE 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		NENWSW	27	16N	23W	MISSOULA

Period of Diversion: APRIL 1 TO NOVEMBER 4
Diversion Means: HEADGATE

2		NWSENE	34	16N	23W	MISSOULA
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Period of Diversion:
Diversion Means: PUMP

Period of Use: APRIL 1 to NOVEMBER 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>
2	28.00		NENW	34	16N	23W	MISSOULA
3	4.00		NENWNW	34	16N	23W	MISSOULA
4	3.00		NENESE	34	16N	23W	MISSOULA
5	20.00		S2NE	34	16N	23W	MISSOULA
Total:	55.00						

Geocodes/Valid: 04-2528-34-2-01-01-0000 - Y 04-2528-34-2-01-02-0000 - Y

Remarks:

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

Remarks:

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/31/86.

THE APPROPRIATOR SHALL USE A DEPARTMENT APPROVED WATER USE ESTIMATION TECHNIQUE TO DETERMINE THE FLOW RATE OR VOLUME OR BOTH OF ALL WATER DIVERTED. THE APPROPRIATOR SHALL KEEP MONTHLY WRITTEN RECORDS OF ALL WATER USED, INCLUDING THE PERIOD OF TIME. RECORDS SHALL BE SUBMITTED BY NOVEMBER 30 OF EACH YEAR AND UPON REQUEST AT OTHER TIMES DURING THE YEAR. FAILURE TO SUBMIT REPORTS MAY BE CAUSE FOR REVOCATION OF A PERMIT OR CHANGE. THE RECORDS MUST BE SENT TO THE WATER RESOURCES REGIONAL OFFICE.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 27081 RECEIVED 12/02/2005.

OWNERSHIP UPDATE TYPE 608 # 30514 RECEIVED 01/25/2006.

OWNERSHIP UPDATE TYPE 608 # 46715 RECEIVED 06/05/2007.