

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: 76G 123349-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

ALBERT CLARK
208 POWELL ST
ANACONDA, MT 59711-1622

HAYERS LLC
113 WARREN ST
ANACONDA, MT 59711-1631

VIRGIL D GOCHANOUR
113 WARREN ST
ANACONDA, MT 59711-1631

TIMOTHY A RIDDLE
PO BOX 578
ANACONDA, MT 59711-0578

KATHY L RIDDLE
PO BOX 578
ANACONDA, MT 59711-0578

RICK G JOHNSON
607 N CABLE RD
ANACONDA, MT 59711-1653

TRAVIS MCKELVY
1633 N CABLE RD
ANACONDA, MT 59711

SHELLIE MCKELVY
1633 N CABLE RD
ANACONDA, MT 59711

CHAD D GOCHANOUR
102 WARREN ST
ANACONDA, MT 59711-1632

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: MAY 1, 1871

Enforceable Priority Date: MAY 1, 1871

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 1.94 CFS

Maximum Volume:

Climatic Area: 5 - LOW

Maximum Acres: 335.00

Source Name: SPRING, UNNAMED TRIBUTARY OF WARM SPRINGS CREEK

Source Type: SURFACE WATER

CASE NO. 2495 OF DEERLODGE COUNTY DECREES THE SOURCE AS CERTAIN SPRINGS AND BEAVER DAMS

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SE	25	5N	12W	DEER LODGE

Period of Diversion: APRIL 1 TO OCTOBER 4

Diversion Means: HEADGATE

Period of Use: APRIL 1 to OCTOBER 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	41.00		E2SE	30	5N	11W	DEER LODGE
2	152.00		S2	29	5N	11W	DEER LODGE
3	118.00		N2	32	5N	11W	DEER LODGE
4	23.00		NWNW	33	5N	11W	DEER LODGE
5	1.00	SWSWSWSW		28	5N	11W	DEER LODGE
Total:	335.00						

<u>Geocodes/Valid:</u>		
	30-1377-29-3-03-01-0000 - Y	30-1377-29-3-03-10-0000 - Y
	30-1377-30-4-09-03-0000 - Y	30-1377-30-4-09-04-0000 - Y
	30-1377-32-1-01-02-0000 - Y	30-1377-32-1-01-17-0000 - Y
	30-1377-33-2-02-08-0000 - Y	30-1377-33-2-02-10-0000 - 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.

123347-00 123348-00 123349-00

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/06/2002. RIDDLE'S RECEIVED TRACT A; 23 ACRES IN SEC 33, TWP 5N, RGE 11W, DEER LODGE CO.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/23/2003. JOHNSON RECEIVED 48 ACRES IN SECTION 32 AKA TRACT B

WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/19/2005. OWNERSHIP UPDATE ID #23809. SHERRI L JAMISON TO VIRGIL D GOCHANOUR AND LYNN AND MELINDA M STANTON. GOCHANOUR AND STANTON'S RECEIVED 100% OF JAMISON'S INTEREST IN TRACT A-1 BEING 0.2529 CFS

WATER RIGHT OWNERSHIP UPDATE RECEIVED 02/27/2006. RIDDLE'S RECEIVED TRACT C - 24.01 ACRES IN SECS 29 & 32, TWP 5N, RGE 11W, DEER LODGE CO.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/11/2006. OWNERSHIP UPDATE ID #39940. HAYERS, LLC RECEIVED 100% OF GOCHANOUR AND STANTON'S INTEREST IN TRACT A-1.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/19/2005. GOCHANOUR RECEIVED 100% OF TRACT A LOCATED IN SEC 30, TWP 5N, RGE 11W, DEER LODGE COUNTY.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/19/00.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 5821 RECEIVED 11/06/2002.

OWNERSHIP UPDATE TYPE 608 # 12251 RECEIVED 12/23/2003.

OWNERSHIP UPDATE TYPE 608 # 23809 RECEIVED 07/19/2005.

OWNERSHIP UPDATE TYPE 608 # 28535 RECEIVED 12/29/2005.

OWNERSHIP UPDATE TYPE 608 # 36209 RECEIVED 02/27/2006.

OWNERSHIP UPDATE TYPE 608 # 39940 RECEIVED 07/11/2006.

OWNERSHIP UPDATE TYPE DOR # 141930 RECEIVED 07/03/2014.

OWNERSHIP UPDATE TYPE DOR # 146484 RECEIVED 08/11/2016.

OWNERSHIP UPDATE TYPE DOR # 148337 RECEIVED 10/06/2016.

THE PLACE OF USE OF THIS RIGHT WAS ALSO CLAIMED BY THE CLAIMANTS OF FILE NOS. W124860-00 AND W124861-00. THE WATER COURT DECREES THIS RIGHT AND MAKES ALL CLAIMS A MATTER OF RECORD.