

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 147299-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

TIMOTHY R WHITE
414 SPOONER CREEK LN
STEVENSVILLE, MT 59870

DOUGLAS J SCHOTT
2314 KELSEY LN
STEVENSVILLE, MT 59870

JANET A SCHOTT
2314 KELSEY LN
STEVENSVILLE, MT 59870

LINDA J YOCUM
414 SPOONER CREEK LN
STEVENSVILLE, MT 59870

BECK R CODY
2311 KELSEY WAY
STEVENSVILLE, MT 59870

JACOB R STEVENS
2323 KELSEY WAY
STEVENSVILLE, MT 59870

DANICA N STEVENS
2323 KELSEY WAY
STEVENSVILLE, MT 59870

MICHAEL A HILL
2327 KELSEY WAY
STEVENSVILLE, MT 59870-6971

BARBARA A HILL
2327 KELSEY WAY
STEVENSVILLE, MT 59870-6971

JOHN S PRICE
2295 KELSEY LN
STEVENSVILLE, MT 59870

LAURA L PRICE
2295 KELSEY LN
STEVENSVILLE, MT 59870

TIMOTHY COOKE
2305 KELSEY LN
STEVENSVILLE, MT 59870

JILL B COOKE
2305 KELSEY LN
STEVENSVILLE, MT 59870

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

Priority Date: DECEMBER 8, 1920

Enforceable Priority Date: DECEMBER 8, 1920

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 2.50 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

Maximum Acres: 80.00

Source Name: SPOONER CREEK
Source Type: SURFACE WATER

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		SESE	27	8N	20W	RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: SPOONER DITCH

Period of Use: APRIL 1 to OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SESE	27	8N	20W	RAVALLI
2	40.00		NENE	34	8N	20W	RAVALLI
Total:	80.00						

<u>Geocodes/Valid:</u>		
	13-1666-27-3-01-02-0000 - Y	13-1666-27-3-01-03-0000 - Y
	13-1666-27-3-01-04-0000 - Y	13-1666-27-3-01-05-0000 - Y
	13-1666-27-3-01-07-0000 - Y	13-1666-27-3-01-08-0000 - Y
	13-1666-27-3-01-10-0000 - Y	13-1666-27-3-01-25-0000 - 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.

147298-00 147299-00 147301-00

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.

147299-00 147305-00

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

- NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/09/87.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/02/90.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/05/91.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/16/88.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/26/88.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/22/90.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/19/90.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/15/92.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/06/92.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/24/93.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/25/94.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/27/95.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/09/95.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/30/95.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/14/96.
- NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/03/97.
- WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/26/01.
- WATER RIGHT OWNERSHIP UPDATE RECEIVED 06/18/01.
- WATER RIGHT OWNERSHIP UPDATE RECEIVED 05/16/01.

OWNERSHIP UPDATE RECEIVED

- OWNERSHIP UPDATE TYPE 608 # 5850 RECEIVED 10/29/2002.
- OWNERSHIP UPDATE TYPE 608 # 5912 RECEIVED 12/04/2002.
- OWNERSHIP UPDATE TYPE 608 # 13541 RECEIVED 04/01/2004.

Remarks:

OWNERSHIP UPDATE TYPE 608 # 39794 RECEIVED 06/09/2006.
OWNERSHIP UPDATE TYPE 608 # 57756 RECEIVED 04/30/2008.
OWNERSHIP UPDATE TYPE DOR # 89566 RECEIVED 07/18/2011.
OWNERSHIP UPDATE TYPE DOR # 117177 RECEIVED 01/10/2014.
OWNERSHIP UPDATE TYPE DOR # 124174 RECEIVED 05/28/2014.
OWNERSHIP UPDATE TYPE DOR # 136399 RECEIVED 10/09/2015.

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

THE RAVALLI COUNTY WATER RESOURCES SURVEY FIELD NOTES (1957) APPEAR TO INDICATE 20.00 ACRES IRRIGATED BY WATER DIVERTED FROM SPOONER GULCH.

USDA AERIAL PHOTOGRAPH NO(S). 279-179 , DATED 08/02/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO. CNR-2P-73 , DATED 08/01/1955 APPEARS TO INDICATE 30.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

PART OF THE CLAIMED PLACE OF USE MAY BE QUESTIONABLE. IT DOES NOT APPEAR THE PLACE OF USE ABOVE THE CLAIMED DITCH CAN BE IRRIGATED FROM THE CLAIMED SOURCE.