

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 147747-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: GARY R INCE
%DA DAVIDSON TRUST CO
283 W FRONT ST STE 103
MISSOULA, MT 59802

SPERRY REVOCABLE LIVING TRUST
5163 EASTSIDE HWY
STEVENSVILLE, MT 59870

ANN F MOODY
PO BOX 1705
HAMILTON, MT 59840

WIEGAND INVESTMENT LTD
PO BOX 570
STEVENSVILLE, MT 59870

BAKER FAMILY REVOCABLE TRUST
%ROBELYN V BAKER, TRUSTEE
PO BOX 116
FLORENCE, MT 59833

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

Priority Date: MARCH 1, 1912
Enforceable Priority Date: MARCH 1, 1912

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 2.27 CFS
THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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: 60.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF THREEMILE CREEK
Source Type: SURFACE WATER

ALSO KNOWN AS WASTE WATER FROM SUPPLY DITCH
THE SOURCE IS WATER COLLECTED IN THE SUPPLY DITCH.

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		NWSWNE	1	9N	20W	RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 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	60.00		N2NW	1	9N	20W	RAVALLI

Total: 60.00

Geocodes/Valid: 13-1764-01-2-01-04-0000 - Y 13-1764-01-2-01-05-0000 - Y
13-1764-01-2-01-06-0000 - Y 13-1764-01-2-01-07-0000 - Y
13-1764-01-2-01-08-0000 - Y 13-1764-01-2-01-11-0000 - Y
13-1764-01-2-01-14-0000 - Y 13-1764-01-2-01-15-0000 - Y

13-1764-01-2-01-16-0000 - Y

13-1764-01-2-01-17-0000 - Y

13-1764-01-2-01-39-0000 - 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.

147747-00 147748-00

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 10/17/1989.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/30/1987.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 43345 RECEIVED 12/18/2006.

OWNERSHIP UPDATE TYPE DOR # 107809 RECEIVED 11/08/2012.

OWNERSHIP UPDATE TYPE DOR # 119142 RECEIVED 02/06/2013.

OWNERSHIP UPDATE TYPE DOR # 118821 RECEIVED 12/16/2013.

OWNERSHIP UPDATE TYPE DOR # 123386 RECEIVED 07/18/2014.

OWNERSHIP UPDATE TYPE DOR # 150668 RECEIVED 08/04/2016.

OWNERSHIP UPDATE TYPE DOR # 146419 RECEIVED 08/18/2016.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 147747-00, 147748-00, 148004-00, 148005-00.

USDA AERIAL PHOTOGRAPH NO. 179-136 , DATED 08/02/1979 APPEARS TO INDICATE 43.18 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). CNR-2P-182 , DATED 08/01/1955 , APPEARS TO INDICATE 39.53 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.