

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 151317-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: JAMES A NILLES
1029 OLD CORVALLIS RD
CORVALLIS, MT 59828

CINDY ROBINSON
1029 OLD CORVALLIS RD
CORVALLIS, MT 59828

LYLE MIKESELL
PO BOX 845
CORVALLIS, MT 59828-0845

KIM MIKESELL
PO BOX 845
CORVALLIS, MT 59828-0845

R KEVIN LOTT
1025 OLD CORVALLIS RD
CORVALLIS, MT 59828-9447

SALLY S LOTT
1025 OLD CORVALLIS RD
CORVALLIS, MT 59828-9447

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

Priority Date: JUNE 1, 1899
Enforceable Priority Date: JUNE 1, 1899

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 330.00 GPM

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

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 15.00

Source Name: UNNAMED TRIBUTARY OF BITTERROOT RIVER
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			SESENE	6	6N	20W	RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 1
Diversion Means: HEADGATE

Period of Use: MAY 1 to OCTOBER 1

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	15.00	1		E2NENE	6	6N	20W	RAVALLI

Total: 15.00

Geocodes/Valid: 13-1468-06-1-01-39-0000 - Y 13-1468-06-1-01-49-0000 - Y
13-1468-06-1-01-50-0000 - Y 13-1468-06-1-01-54-0000 - Y

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/18/1994: SOURCE, POINT OF DIVERSION, FLOW RATE, VOLUME.

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

Remarks:

WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/14/1990.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 02/26/1990.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 107303 RECEIVED 08/20/2012.

OWNERSHIP UPDATE TYPE 608 # 109302 RECEIVED 04/19/2013.

AN AMENDMENT WAS SUBMITTED ON 01/19/1999 REQUESTING TO AMEND THE SOURCE AND POINT OF DIVERSION . THE AMENDMENT HAS NOT BEEN IMPLEMENTED AS IT HAS NOT BEEN SIGNED BY ALL OWNERS OF DNRC RECORD.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 80 MINER'S INCHES DECREED IN CASE NO. 1287, RAVALLI COUNTY. 17842-00, 131600-00, 131601-00, 147793-00, 151317-00.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 22.00 GPM PER ACRE.

THIS CLAIM DOES NOT APPEAR TO REFLECT THE WATER RIGHT AS IT WAS BEFORE JULY 1, 1973. INFORMATION AVAILABLE INDICATES THE PRE-JULY 1, 1973 POINT OF DIVERSION WAS IN THE SESWNW SEC 7 TWP 6N RGE 20W RAVALLI COUNTY.

THE CLAIMED SOURCE MAY BE QUESTIONABLE. THE SOURCE DESCRIBED IN CASE NO. 1287 , RAVALLI COUNTY, IS INCONSISTENT WITH THE SOURCE AT THE CLAIMED POINT OF DIVERSION.