

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 30003660 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: TAMMIS DAY TRUST
%DAY TAMMIS ADDISON TRUSTEE
140 EDWARDS RD
SULA, MT 59871

SULA PEAK RANCH LLC
21906 NE 140TH WAY
WOODINVILLE, WA 98072-7296

Priority Date: JANUARY 26, 1938
Enforceable Priority Date: JANUARY 26, 1938

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 22.10 CFS

Maximum Volume: 612.61 AC-FT
Climatic Area: 3 - MODERATE

Maximum Acres: 308.00

Source Name: BITTERROOT RIVER, EAST FORK
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>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENESE	10	1N	19W	RAVALLI

Period of Diversion: MAY 15 TO JULY 7
Diversion Means: HEADGATE
Ditch Name: WETZSTEON-VOGHT (MIDDLE) DITCH B

2		NWSESE	10	1N	19W	RAVALLI
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Period of Diversion: MAY 15 TO JULY 7
Diversion Means: HEADGATE
Ditch Name: BUSH-MCKEE DITCH

3		NESWSE	10	1N	19W	RAVALLI
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Period of Diversion: MAY 15 TO JULY 7
Diversion Means: HEADGATE
Ditch Name: WETZSTEON-VOGHT-LORD (SLOUGH) DITCH A
DITCH NAME FOR DIVERSION NO. 02 IS: BUSH-MCKEE DITCH
DITCH NAME FOR DIVERSION NO. 03 IS: WETZSTEON-VOGHT-LORD A (SLOUGH) DITCH
DITCH NAME FOR DIVERSION NO. 01 IS: WETZSTEON-VOGHT B (MIDDLE) DITCH

Period of Use: MAY 15 to JULY 7

BY AGREEMENT OF THE CLAIMANT, THE PERIOD OF USE FOR THIS CLAIM IS LIMITED TO HIGHWATER FLOW DURING SPRING RUNOFF.

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	160.00		SE	9	1N	19W	RAVALLI
2	58.00		NW	15	1N	19W	RAVALLI
3	90.00		NE	16	1N	19W	RAVALLI
Total:	308.00						

Geocodes/Valid: 13-0971-09-4-01-01-0000 - Y 13-0971-15-1-01-03-0000 - Y
13-0971-16-1-01-01-0000 - Y 13-0971-16-1-01-03-0000 - 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.

26961-00 26963-00 147822-00 148069-00 30003660

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

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. 30003660, 30003667.

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 29188-00.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 20214 RECEIVED 03/30/2005.

OWNERSHIP UPDATE TYPE 608 # 20931 RECEIVED 04/28/2005.

OWNERSHIP UPDATE TYPE 608 # 20932 RECEIVED 04/28/2005.

OWNERSHIP UPDATE TYPE 608 # 65606 RECEIVED 12/30/2008.

OWNERSHIP UPDATE TYPE 608 # 72130 RECEIVED 01/09/2009.

CLAIM WAS NOT INCLUDED IN THE BASIN 76HE TEMPORARY PRELIMINARY DECREE ISSUED 5/25/1994.