

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 30003667 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):** STOCK

**Maximum Flow Rate:** NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM.

**Maximum Volume:** THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

**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		SE	10	1N	19W	RAVALLI

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

2		SE	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		SW	10	1N	19W	RAVALLI
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**Period of Diversion:** MAY 15 TO JULY 7  
**Diversion Means:** HEADGATE  
**Ditch Name:** WETZSTEON-VOGHT-MCCLINTIC-LORD (SLOUGH) DITCH A

4			15	1N	19W	RAVALLI
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**Period of Diversion:** MAY 15 TO JULY 7  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

5		E	16	1N	19W	RAVALLI
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**Period of Diversion:** MAY 15 TO JULY 7  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

DITCH NAME FOR DIVERSION NO. 01 IS: WETZSTEON-VOGHT B (MIDDLE) DITCH  
DITCH NAME FOR DIVERSION NO. 03 IS: WETZSTEON-VOGHT-MCCLINTIC-LORD A (SLOUGH) DITCH  
DITCH NAME FOR DIVERSION NO. 02 IS: BUSH-MCKEE 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>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1				SE	9	1N	19W	RAVALLI
2				NW	15	1N	19W	RAVALLI
3				NE	16	1N	19W	RAVALLI

**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:**

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. 99255-00.

**OWNERSHIP UPDATE RECEIVED**

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

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

OWNERSHIP UPDATE TYPE 608 # 20931 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.