

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 30005831 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: FRUITLAND FARMS PARTNERSHIP
% JOHN T PARKER
1108 CHERRY ORCHARD LOOP
HAMILTON, MT 59840

Priority Date: APRIL 1, 1882

Enforceable Priority Date: APRIL 1, 1882

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Maximum Flow Rate: 26.93 GPM

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

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 154.00

Source Name: MILL CREEK

Source Type: SURFACE WATER

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		NENW	4	6N	21W	RAVALLI

Period of Diversion: APRIL 1 TO NOVEMBER 4

Diversion Means: HEADGATE

Ditch Name: CRIPPEN DITCH

DITCH NAME: CRIPPEN DITCH

Period of Use: APRIL 1 to NOVEMBER 4

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	56.00		N2NE	35	7N	21W	RAVALLI
2	45.00		S2NE	35	7N	21W	RAVALLI
3	53.00		E2NW	35	7N	21W	RAVALLI
Total:	154.00						

Geocodes/Valid: 13-1564-35-1-01-01-0000 - 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.

105073-00 105074-00 105075-00 105076-00 105078-00 105079-00 30005831

THIS CLAIM IS SUBJECT TO THE TERMS OF A STIPULATION FILED WITH THE MONTANA WATER COURT ON DECEMBER 2, 2003. THIS STIPULATION ADDRESSES ROTATIONAL USE AND THE TOTAL CAPACITY OF THE CRIPPEN DITCH. SEE THE CLAIM FILE OR WATER COURT CASE FILES 76HF-373, 76HF-374, 76HF-375, 76HF-376, 76HF-379, 76HF-380, 76HF-383 FOR MORE INFORMATION.

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

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 105074-00.

CLAIM WAS NOT INCLUDED IN THE BASIN 76HF PRELIMINARY DECREE ISSUED 1/14/1998.