

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 19693-00 STATEMENT OF CLAIM
Version: 2 -- CHANGE AUTHORIZATION
Version Status: ACTIVE

THIS AUTHORIZATION IS LIMITED TO THE AMOUNT OF THE HISTORIC USE RECOGNIZED BY THE DEPARTMENT IN THIS PROCEEDING AS SUBJECT TO CHANGE, AND WILL THEREAFTER NOT EXCEED THAT AMOUNT. IF THE HISTORIC USE IS REDUCED UNDER ADJUDICATION PROCEEDINGS PURSUANT TO TITLE 85, CHAPTER 2, PART 2, MCA, THIS AUTHORIZATION WILL BE LIMITED TO A LESSER AMOUNT.

Owners:

KAREN I MOLLE
700 WILD ROSE LN
VICTOR, MT 59875

LOUIS R MOLLE II
700 WILD ROSE LN
VICTOR, MT 59875

PRISCILLA C REANEY
1440 NW 3RD AVE
ONTARIO, OR 97914

KIM A REANEY
1440 NW 3RD AVE
ONTARIO, OR 97914

LARRY M SEYMOUR
PO BOX 478
VICTOR, MT 59875

ANN B HAYMAN
PO BOX 478
VICTOR, MT 59875

JERRY MCGOWAN
PO BOX 688
VICTOR, MT 59875

LAURA MCMANUS
PO BOX 688
VICTOR, MT 59875

JANICE WEBER
724 WILD ROSE LN
VICTOR, MT 59875

LEON J WEBER
724 WILD ROSE LN
VICTOR, MT 59875

STEVEN M JOHNSON
PO BOX 1090
VICTOR, MT 59875

ADRIENNE M LOWRY
676 WILD ROSE LN
VICTOR, MT 59875

MATTHEW J LOWRY
676 WILD ROSE LN
VICTOR, MT 59875

Priority Date: APRIL 1, 1879

Enforceable Priority Date: APRIL 1, 1879

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 280.50 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: 76.50
Source Name: SWEATHOUSE 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		SWSWSW	27	8N	21W	RAVALLI

Period of Diversion: APRIL 1 TO SEPTEMBER 19
Diversion Means: HEADGATE

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	W2NWNE	34	8N	21W	RAVALLI

Depth: 6.00 FEET
Surface Area: 0.18 ACRES
Current Capacity: 0.60 ACRE-FEET

Period of Use: APRIL 1 to SEPTEMBER 19

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	50.00		N2NE	34	8N	21W	RAVALLI
2	25.00		NENW	34	8N	21W	RAVALLI
3	1.50		SWNE	34	8N	21W	RAVALLI
Total:	76.50						

Geocodes/Valid:	13-1665-34-1-01-13-0000 - Y	13-1665-34-1-01-14-0000 - Y
	13-1665-34-1-01-15-0000 - Y	13-1665-34-1-01-17-0000 - Y
	13-1665-34-1-01-20-0000 - Y	13-1665-34-1-01-21-0000 - Y

Remarks:

THIS RIGHT IS SUBJECT TO THE AUTHORITY OF COURT APPOINTED WATER COMMISSIONERS, IF AND WHEN APPOINTED, TO MEASURE AND DISTRIBUTE TO THE PARTIES USING WATER, THE WATER TO WHICH THEY ARE ENTITLED. THE APPROPRIATOR SHALL PAY HIS/HER PROPORTIONATE SHARE OF THE FEES, COMPENSATION AND EXPENSES INCURRED IN THE DISTRIBUTION OF THE WATERS. THE FEE WILL BE SET BY THE DISTRICT COURT.

THE ISSUANCE OF THIS RIGHT BY THE DEPARTMENT SHALL NOT REDUCE THE APPROPRIATOR'S LIABILITY FOR DAMAGES CAUSED BY THE APPROPRIATOR'S EXERCISE OF THIS RIGHT. NOR DOES THE DEPARTMENT IN ISSUING THE RIGHT IN ANY WAY ACKNOWLEDGE LIABILITY FOR DAMAGE CAUSED BY THE APPROPRIATOR'S EXERCISE OF THIS RIGHT.

THE APPROPRIATOR SHALL INSTALL A DEPARTMENT APPROVED WATER USE MEASURING DEVICE AT A POINT APPROVED BY THE DEPARTMENT. WATER MUST NOT BE DIVERTED UNTIL THE REQUIRED MEASURING DEVICE IS IN PLACE AND OPERATING. ON A FORM PROVIDED BY THE DEPARTMENT, THE APPROPRIATOR SHALL KEEP A WRITTEN MONTHLY RECORD OF THE FLOW RATE AND VOLUME OF ALL WATER DIVERTED INCLUDING THE PERIOD OF TIME. RECORDS SHALL BE SUBMITTED BY NOVEMBER 30 OF EACH YEAR AND UPON REQUEST AT OTHER TIMES DURING THE YEAR. FAILURE TO SUBMIT REPORTS MAY BE CAUSE FOR REVOCATION OF A PERMIT OR CHANGE. THE RECORDS MUST BE SENT TO THE WATER RESOURCES REGIONAL OFFICE. THE APPROPRIATOR SHALL MAINTAIN THE MEASURING DEVICE SO IT ALWAYS OPERATES PROPERLY AND MEASURES FLOW RATE AND VOLUME ACCURATELY.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 758 RECEIVED 01/23/2002.
OWNERSHIP UPDATE TYPE 608 # 10964 RECEIVED 10/14/2003.
OWNERSHIP UPDATE TYPE DOR # 135443 RECEIVED 10/14/2015.