

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 19742-00 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: KAY E CREECH AND RANDOLPH S CREECH CO-TRUSTEES
UNDER THE AMENDED & RESTATED AGREEMENT OF TRUST
FOR KAY E CREECH DATED SEPT 5 2000
PO BOX 29
STEVENSVILLE, MT 59870

Priority Date: JUNE 1, 1871
Enforceable Priority Date: JUNE 1, 1871

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

Maximum Flow Rate: 1.80 CFS

Historical Flow Rate: 1.80 CFS

Maximum Volume: 62.53 AC-FT

Climatic Area: 3 - MODERATE

Historical Diverted Volume: 66.60 AC-FT

Historical Consumptive Volume: 42.70 AC-FT

Maximum Acres: 196.00

Source Name: BURNT FORK CREEK
Source Type: SURFACE WATER

Source Name: SAWMILL CREEK
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			SE	14	8N	19W	RAVALLI

Period of Diversion: MARCH 15 TO OCTOBER 15
Source Name: BURNT FORK CREEK
Diversion Means: HEADGATE
Ditch Name: HIGHLINE DITCH (HEADGATE 1)

2			NW	11	8N	19W	RAVALLI
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Period of Diversion: MARCH 15 TO OCTOBER 15
Source Name: BURNT FORK CREEK
Diversion Means: HEADGATE
Ditch Name: BURNT FORK RANCH DITCH (HEADGATE 4)

3			SE	13	8N	19W	RAVALLI
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Period of Diversion: MARCH 15 TO OCTOBER 15
Source Name: BURNT FORK CREEK
Diversion Means: HEADGATE
Ditch Name: BURNT FORK RANCH DITCH

4			SE	14	8N	19W	RAVALLI
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Period of Diversion: MARCH 15 TO OCTOBER 15
Source Name: BURNT FORK CREEK
Diversion Means: HEADGATE
Ditch Name: BURNT FORK RANCH DITCH (HEADGATE 2)

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
5		SENESE	13	8N	19W	RAVALLI

Period of Diversion:

Source Name: SAWMILL CREEK

Diversion Means: HEADGATE

DIVERSION 4 IS HEADGATE NO. 2.

DIVERSION 2 IS HEADGATE NO. 4.

Period of Use: MARCH 15 to OCTOBER 15

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	24.00		NENE	10	8N	19W	RAVALLI
2	66.20		NW	11	8N	19W	RAVALLI
4	73.80		SW	11	8N	19W	RAVALLI
5	3.00		NWNWSW	13	8N	19W	RAVALLI
6	4.00		W2SWNW	13	8N	19W	RAVALLI
7	10.00		SENE	14	8N	19W	RAVALLI
8	0.80		NESW	13	8N	19W	RAVALLI
9	3.20		SENE	13	8N	19W	RAVALLI
10	6.10		SWNW	13	8N	19W	RAVALLI
11	4.90		NWSW	13	8N	19W	RAVALLI
Total:	196.00						

Geocodes/Valid:	13-1667-10-1-01-01-0000 - Y	13-1667-11-1-01-01-0000 - Y
	13-1667-11-1-01-02-0000 - Y	13-1667-13-1-01-02-0000 - Y
	13-1667-14-1-01-03-0000 - Y	13-1667-14-1-01-04-0000 - 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.

19742-00 19743-00 19745-00 215671-00 215672-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 2/19/2014: PERIOD OF DIVERSION AND PERIOD OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 3/10/1997: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, AND PLACE OF USE.

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

THE MAXIMUM DIVERTED FLOW RATE ON SAWMILL CREEK THROUGH THE COMBINATION OF WATER RIGHT NOS. 76H-19742-00, 76H-19745, AND 76H-215672 IS 224.4 GPM.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/29/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/23/86.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/03/89.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/09/96.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 5216 RECEIVED 09/19/2002.