

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 19745-00 STATEMENT OF CLAIM
Version: 3 -- 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: APRIL 1, 1864
Enforceable Priority Date: APRIL 1, 1864

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

Maximum Flow Rate: 5.88 CFS
Historical Flow Rate: 5.88 CFS
Maximum Volume: 275.47 AC-FT
Climatic Area: 2 - MODERATELY HIGH

Historical Diverted Volume: 293.40 AC-FT

Historical Consumptive Volume: 188.10 AC-FT

Maximum Acres: 196.00

Source Name: SAWMILL CREEK
Source Type: SURFACE WATER

Source Name: BURNT FORK 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>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWN	SW	11	8N 19W	RAVALLI

Period of Diversion: MARCH 1 TO NOVEMBER 30
Source Name: BURNT FORK CREEK
Diversion Means: HEADGATE
Ditch Name: BURNT FORK RANCH DITCH (HEADGATE 4)

2		SEN	WSW	13	8N 19W	RAVALLI
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Period of Diversion: MARCH 1 TO NOVEMBER 30
Source Name: BURNT FORK CREEK
Diversion Means: HEADGATE
Ditch Name: BURNT FORK RANCH DITCH

3		SEN	WNE	14	8N 19W	RAVALLI
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Period of Diversion: MARCH 1 TO NOVEMBER 30
Source Name: BURNT FORK CREEK
Diversion Means: HEADGATE
Ditch Name: BURNT FORK RANCH DITCH (HEADGATE 2)

4		NW	SENE	14	8N 19W	RAVALLI
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Period of Diversion: MARCH 1 TO NOVEMBER 30
Source Name: BURNT FORK CREEK
Diversion Means: HEADGATE
Ditch Name: HIGHLINE DITCH (HEADGATE 1)

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
5		SESESW	11	8N	19W	RAVALLI

Period of Diversion: MARCH 1 TO NOVEMBER 30

Source Name: BURNT FORK CREEK

Diversion Means: HEADGATE

6		SENESE	13	8N	19W	RAVALLI
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Period of Diversion:

Source Name: SAWMILL CREEK

Diversion Means: HEADGATE

NORTH BURNT FORK CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER FROM BURNT FORK CREEK TO THE SECONDARY POINT(S) OF DIVERSION, DIVERSION NO(S). 2.

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
3	0.00		SWSWNE	11	8N	19W	RAVALLI
4	73.80		SW	11	8N	19W	RAVALLI
5	3.00		NWNWSW	13	8N	19W	RAVALLI
6	4.00		W2SWNE	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, PERIOD 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.