

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 40347-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: DIANE C NICHOLSON
PO BOX 5378
TWIN FALLS, ID 83303

JULIAN O NICHOLSON
PO BOX 5378
TWIN FALLS, ID 83303

FROST LIMITED PARTNERSHIP
524 PEAR TREE DR
CORVALLIS, MT 59828

SKYSONG HOMEOWNERS ASSOCIATION INC
465 WEBER HEIGHTS RD
CORVALLIS, MT 59828

GAYLE L WEBER
1299 HAMILTON HEIGHTS RD
CORVALLIS, MT 59828

BRIEN M WEBER
1299 HAMILTON HEIGHTS RD
CORVALLIS, MT 59828

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: JULY 1, 1858
Enforceable Priority Date: JULY 1, 1858

Type of Historical Right: DECREED

Purpose (use): STOCK

Maximum Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

Maximum Volume: THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING 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: WILLOW 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		N	8	6N	19W	RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: WILLOW CREEK LOW DITCH

2		W	9	6N	19W	RAVALLI
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: WILLOW CREEK HIGH DITCH

Period of Use: JANUARY 1 to DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			N	18	6N	19W	RAVALLI
2			W	18	6N	19W	RAVALLI
3			S	18	6N	19W	RAVALLI
4			S	18	6N	19W	RAVALLI

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>
5			SENWSE	13	6N	20W	RAVALLI
6			S2S2SE	13	6N	20W	RAVALLI
7			N2SWSE	13	6N	20W	RAVALLI
8			S2S2SW	13	6N	20W	RAVALLI

Geocodes/Valid: 13-1468-13-3-01-01-0000 - Y 13-1468-13-3-01-02-0000 - Y
13-1468-13-3-01-07-0000 - Y 13-1468-13-3-01-11-0000 - Y
13-1469-18-1-01-12-0000 - Y 13-1469-18-4-01-01-0000 - Y

Remarks:

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.

40346-00 40347-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/05/92.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 05/10/00.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 16037 RECEIVED 08/17/2004.

OWNERSHIP UPDATE TYPE 608 # 44645 RECEIVED 02/27/2007.

OWNERSHIP UPDATE TYPE 608 # 45534 RECEIVED 04/17/2007.

OWNERSHIP UPDATE TYPE 608 # 46104 RECEIVED 05/14/2007.

AN AMENDMENT WAS SUBMITTED ON 01/09/2009 REQUESTING TO AMEND THE RESERVOIR . THE AMENDMENT HAS NOT BEEN IMPLEMENTED AS IT HAS NOT BEEN SIGNED BY ALL OWNERS OF DNRC RECORD.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 50 MINER'S INCHES DECREED IN CASE NO. 931, RAVALLI COUNTY. 40346-00, 40347-00, 151503-00, 151504-00, 151621-00.