

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: 76LJ 40585-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
KOENIG BROS
448 CHURCH DR
KALISPELL, MT 59901

RAY FAMILY TRUST
555 SCHRADE RD
KALISPELL, MT 59901

GRANITE HOLDINGS LLC
1630 LAKE BLAINE RD
KALISPELL, MT 59901

GREGORY S UPDIKE
5160 SHORELINE DR
KETCHIKAN, AK 99901

KAREN B UPDIKE
5160 SHORELINE DR
KETCHIKAN, AK 99901

Priority Date: MAY 1, 1973
Enforceable Priority Date: MAY 1, 1973

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER

Maximum Flow Rate: 6.06 CFS
THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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

Climatic Area: 3 - MODERATE

Maximum Acres: 160.00

Source Name: STILLWATER RIVER
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		NWNESW	13	29N	22W	FLATHEAD

Period of Diversion: MAY 1 TO OCTOBER 31

Diversion Means: PUMP

Period of Use: MAY 1 to OCTOBER 31

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	40.00		SWSE	6	29N	21W	FLATHEAD
2	80.00		W2NE	7	29N	21W	FLATHEAD
3	40.00		SENW	7	29N	21W	FLATHEAD
Total:	160.00						

Geocodes/Valid: 07-4078-06-4-01-01-0000 - Y 07-4078-07-2-01-05-0000 - Y
07-4078-07-2-04-01-0000 - Y 07-4078-07-2-04-05-0000 - Y

Remarks:

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.

40581-00 40582-00 40583-00 40584-00 40585-00 40586-00 40587-00
40588-00 40591-00

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 57631 RECEIVED 04/23/2008.

OWNERSHIP UPDATE TYPE DOR # 112773 RECEIVED 08/08/2013.

OWNERSHIP UPDATE TYPE DOR # 117116 RECEIVED 12/16/2013.

OWNERSHIP UPDATE TYPE DOR # 138254 RECEIVED 01/13/2016.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/11/2016, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY ALEXANDER JOHNSON JR.

USDA AERIAL PHOTOGRAPH NO(S). 979-193 , DATED 09/23/1979 , APPEARS TO INDICATE 142.71 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE MAY BE QUESTIONABLE. ACCORDING TO INFORMATION IN THE CLAIM FILE, IT APPEARS WATER FROM THE SOURCE WAS FIRST USED IN 1976.