

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: 76F 44318-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE
Version Status: ACTIVE

Owners: JACK R TUHOLSKE
TUHOLSKE LAW OFFICE PC
PO BOX 7458
MISSOULA, MT 59807-7458

LILLIAN W TUHOLSKE
1149 HARRISON ST
MISSOULA, MT 59802

CHARLES L BURNS
2260 HOLBROOK LN
BONNER, MT 59823

Priority Date: AUGUST 31, 1892
Enforceable Priority Date: AUGUST 31, 1892

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.82 CFS
THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. 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: 4 - MODERATELY LOW

Maximum Acres: 48.00

Source Name: BEAR 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		S	W	24	13N	17W	MISSOULA

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: PETERSON DITCH

Period of Use: APRIL 15 to OCTOBER 15

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	21.00		S	W	18	13N	16W MISSOULA
2	27.00		S	W	18	13N	16W MISSOULA
Total:	48.00						

Geocodes/Valid: 04-2203-18-2-01-05-0000 - Y 04-2203-18-2-01-07-0000 - Y
04-2203-18-2-01-09-0000 - 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.

44318-00 105116-00

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

OWNERSHIP UPDATE RECEIVED

Remarks:

OWNERSHIP UPDATE TYPE DOR # 83021 RECEIVED 12/03/2009.
OWNERSHIP UPDATE TYPE DOR # 103335 RECEIVED 06/25/2012.
OWNERSHIP UPDATE TYPE DOR # 112662 RECEIVED 07/19/2013.
OWNERSHIP UPDATE TYPE DOR # 127079 RECEIVED 11/19/2014.
OWNERSHIP UPDATE TYPE DOR # 135686 RECEIVED 09/25/2015.