

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 47429-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Version Status: ACTIVE

Owners:
STEPHEN J MARSHALL
478 BOURNE LN
VICTOR, MT 59875

DAVID E DUARTE
494 BOURNE LN
VICTOR, MT 59875

GREG NEALON
5242 SABIN AVE
FREMONT, CA 94536-7107

JAMES J GUERRERO
5560 OLD US HIGHWAY 93
FLORENCE, MT 59833

Priority Date: MAY 1, 1883

Enforceable Priority Date: MAY 1, 1883

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 1.19 CFS

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

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 40.85

Source Name: SHEAFMAN CREEK

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		NENWNW	28	7N	21W	RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 19

Diversion Means: HEADGATE

Ditch Name: DITCH NO. 3 AND NO. 5

BOURNE GULCH IS USED AS A NATURAL CARRIER TO CONVEY WATER DIVERTED FROM SHEAFMAN CREEK TO SECONDARY POINTS OF DIVERSION LOCATED IN THE NWSWSE AND THE NWSESE OF SEC 22 TWP 07N RGE 21W, RAVALLI COUNTY.

Period of Use: APRIL 1 to OCTOBER 19

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	33.36		SWSE	23	7N	21W	RAVALLI
2	7.49		E2SESW	23	7N	21W	RAVALLI
Total:	40.85						

Geocodes/Valid: 13-1564-23-4-03-01-0000 - Y 13-1564-23-4-03-02-0000 - Y
13-1564-23-4-03-03-0000 - Y 13-1564-23-4-03-04-0000 - Y
13-1564-23-4-03-05-0000 - 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.

47429-00 47430-00 47431-00

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.

47428-00 47429-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/26/88.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/05/87.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 121605 RECEIVED 02/06/2014.