

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 4058-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

WILLIAM J SPARLING
1661 SUTHERLAND LN
CORVALLIS, MT 59828

MARY E SPARLING
1661 SUTHERLAND LN
CORVALLIS, MT 59828

CLARISSA PATZER
1745 SUTHERLAND LN
CORVALLIS, MT 59828-9678

JACK E THOMPSON
1741 SUTHERLAND LN
CORVALLIS, MT 59828-9678

LINDA R THOMPSON
1741 SUTHERLAND LN
CORVALLIS, MT 59828-9678

STEVEN G ZECH
470 ARROW POINT LN
HAMILTON, MT 59840-9266

POPHAM FAMILY TRUST
360 POPHAM LN
CORVALLIS, MT 59828

HARRY J BRUNETT
1705 SUTHERLAND LN
CORVALLIS, MT 59828

DANA L KELLER
1733 SUTHERLAND LN
CORVALLIS, MT 59828

JEREMY C POTTER
1729 SUTHERLAND LN
CORVALLIS, MT 59828-9678

RACHEL R POTTER
1729 SUTHERLAND LN
CORVALLIS, MT 59828-9678

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

Priority Date: JUNE 1, 1902

Enforceable Priority Date: JUNE 1, 1902

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: HOLLORON GULCH

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

ID Govt Lot Qtr Sec Sec Twp Rge County

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		E2NW	22	7N	20W	RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		E2W2NW	22	7N	20W	RAVALLI
---	--	--------	----	----	-----	---------

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		NESWSE	22	7N	20W	RAVALLI
---	--	--------	----	----	-----	---------

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: HEADGATE

Ditch Name: MCCULLOCH DITCH

4		NESW	22	7N	20W	RAVALLI
---	--	------	----	----	-----	---------

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

5		E2NWSW	22	7N	20W	RAVALLI
---	--	--------	----	----	-----	---------

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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			E2NW	22	7N	20W	RAVALLI
2			E2W2NW	22	7N	20W	RAVALLI
3			NESW	22	7N	20W	RAVALLI
4			E2NWSW	22	7N	20W	RAVALLI

Geocodes/Valid: 13-1565-22-2-01-01-0000 - Y 13-1565-22-2-01-02-0000 - Y
13-1565-22-2-01-03-0000 - Y 13-1565-22-2-01-04-0000 - Y
13-1565-22-2-01-05-0000 - Y 13-1565-22-2-01-06-0000 - Y
13-1565-22-2-01-07-0000 - Y 13-1565-22-2-01-08-0000 - Y
13-1565-22-2-01-09-0000 - Y 13-1565-22-2-01-10-0000 - Y
13-1565-22-2-01-12-0000 - 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.

4057-00 4058-00

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 03/21/1990.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/21/1990.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/13/1990.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/29/1993.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/29/1993.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 8196 RECEIVED 04/16/2003.

OWNERSHIP UPDATE TYPE 608 # 11512 RECEIVED 11/19/2003.

OWNERSHIP UPDATE TYPE 608 # 14605 RECEIVED 06/04/2004.

OWNERSHIP UPDATE TYPE 608 # 23163 RECEIVED 07/08/2005.

OWNERSHIP UPDATE TYPE 608 # 36377 RECEIVED 04/14/2006.

OWNERSHIP UPDATE TYPE 608 # 46949 RECEIVED 06/08/2007.

OWNERSHIP UPDATE TYPE 608 # 51554 RECEIVED 11/29/2007.

OWNERSHIP UPDATE TYPE 608 # 52220 RECEIVED 12/17/2007.

OWNERSHIP UPDATE TYPE DOR # 102358 RECEIVED 12/31/2010.

OWNERSHIP UPDATE TYPE DOR # 85392 RECEIVED 03/23/2011.

Remarks:

OWNERSHIP UPDATE TYPE DOR # 137598 RECEIVED 03/29/2012.

OWNERSHIP UPDATE TYPE 608 # 120498 RECEIVED 04/21/2014.

OWNERSHIP UPDATE TYPE 608 # 120033 RECEIVED 04/21/2014.

OWNERSHIP UPDATE TYPE DOR # 132209 RECEIVED 03/31/2015.

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. 4503, RAVALLI COUNTY. 4057-00, 4058-00, 150888-00.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 01/20/2004, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY CAMERON AND KATHERINE POTTER.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/31/2010, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JEREMY AND RACHEL POTTER.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/28/2007, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY LAVERN AND RHONDA MULLET.

THE PRIORITY DATE MAY BE QUESTIONABLE. CASE NO. 4503 , RAVALLI COUNTY, DOES NOT SPECIFY A DAY . THE CLAIMS LISTED FOLLOWING THIS STATEMENT HAVE CLAIMED VARYING PRIORITY DATES. 4057-00, 4058-00, 150888-00.

THE CLAIMED SOURCE MAY BE QUESTIONABLE. THE SOURCE DESCRIBED IN CASE NO. 4503 , RAVALLI COUNTY, IS INCONSISTENT WITH THE SOURCE AT THE CLAIMED POINT OF DIVERSION.