

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: 76G 91008-00 STATEMENT OF CLAIM
Version: 3 -- POST DECREE
Version Status: ACTIVE

Owners: CLARK FORK COALITION
PO BOX 7593
MISSOULA, MT 59807-7593

Priority Date: NOVEMBER 1, 1895
Enforceable Priority Date: NOVEMBER 1, 1895

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 8.33 CFS
THE WATER COURT HAS DETERMINED THAT A FLOW RATE QUANTIFICATION IS REQUIRED TO ADEQUATELY ADMINISTER THIS RIGHT.

Maximum Volume: 433.33 AC-FT
Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 1,000.00

Source Name: RACETRACK CREEK
Source Type: SURFACE WATER
ALSO KNOWN AS RACETRACK LAKE

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	2		5	6N	12W	GRANITE

Period of Diversion: OCTOBER 15 TO SEPTEMBER 1
Diversion Means: DAM

RACETRACK CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER RELEASED FROM RACETRACK LAKE TO A SECONDARY POINT OF DIVERSION IN THE SESWSE SEC 16 TWP 06N RGE 10W POWELL COUNTY.

Reservoir: ON STREAM **Reservoir Name** RACETRACK LAKE
Govt Lot **Qtr Sec** **Sec** **Twp** **Rge** **County**
5 6N 12W GRANITE

Diversion to Reservoir: DIVERSION # 1

Period of Use: MAY 1 to SEPTEMBER 30

THE FOLLOWING CLAIMS ARE ALL FOR WATER STORED IN AND RELEASED FROM RACETRACK LAKE. THESE CLAIMS ARE ALL USED IN UNISON WITH ONE ANOTHER. THE CLAIMS ARE RELEASED AT THE SAME POINT IN TIME AND FLOW AT A CONTINUAL RATE UNTIL ALL THE STORAGE WATER IS DEPLETED, WHICH TAKES APPROX. 30 DAYS. THIS 30 DAY PERIOD CAN VARY WITHIN THE DECREED PERIOD OF USE ACCORDING TO THE IRRIGATION NEEDS OF A PARTICULAR YEAR.

76G 91008-00 76G 214587-00 76G 214588-00

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	50.00		W2NE	19	6N	9W	DEER LODGE
2	160.00		NW	19	6N	9W	DEER LODGE
3	30.00		N2SW	19	6N	9W	DEER LODGE
4	600.00			24	6N	10W	DEER LODGE
5	160.00		NE	25	6N	10W	DEER LODGE
Total:	1,000.00						

Geocodes/Valid: -- NO VALID GEOCODES --

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.

91008-00 121093-00 121094-00 121095-00 121096-00 121097-00 121098-00
121099-00 121100-00

THE PERIOD OF USE AND PERIOD OF DIVERSION WERE AMENDED BY THE WATER COURT PURSUANT TO SECTION 85-2-233(6), MCA.

AUTHORIZATION TO CHANGE THE PLACE OF USE ISSUED 08/15/94. NOTICE OF COMPLETION DUE 12/31/96. 76G-G(W)091008-00

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

IMPLIED CLAIMS 76G 214587-00 AND 76G 214588-00 WERE GENERATED FROM THIS CLAIM AS IT APPEARED IN THE TEMPORARY PRELIMINARY DECREE.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/30/88.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 18874 RECEIVED 01/17/2005.

OWNERSHIP UPDATE TYPE 608 # 34822 RECEIVED 03/09/2006.

OWNERSHIP UPDATE TYPE DOR # 90737 RECEIVED 05/19/2011.

OWNERSHIP UPDATE TYPE 642 # 104964 RECEIVED 12/23/2011.

OWNERSHIP UPDATE TYPE 642 # 104981 RECEIVED 12/23/2011.

A CLERICAL CORRECTION HAS BEEN MADE TO THE POINT OF DIVERSION, TO CORRECT THE GOVERNMENT LOT NUMBER FROM LOT 3 TO LOT 2. BECAUSE THIS ELEMENT WAS NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHT MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THIS CHANGE MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.