

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:** 41D 93159-00 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:** SCHAFFER & ASSOCIATES  
6770 N WEST AVE STE 102  
FRESNO, CA 93711-1399

JOSEPH W BRUSATI  
359 PASSMORE CANYON RD  
BUTTE, MT 59701-7530

LESLIE R BRUSATI  
359 PASSMORE CANYON RD  
BUTTE, MT 59701-7530

DINO BUGNI  
52 SALMON FLY DR  
DIVIDE, MT 59727-9022

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

**Priority Date:** JULY 16, 1895

**Enforceable Priority Date:** JULY 16, 1895

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 224.40 GPM

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

**Climatic Area:** 5 - LOW

**Maximum Acres:** 31.00

**Source Name:** BIG HOLE 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		SESWSE	11	1S	10W	SILVER BOW

**Period of Diversion:** MARCH 1 TO NOVEMBER 1

**Diversion Means:** HEADGATE

**Ditch Name:** DIVIDE CANAL

**Period of Use:** MARCH 1 to NOVEMBER 1

**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	16.00		W2SE	12	1S	10W	SILVER BOW
2	15.00		N2NE	13	1S	10W	SILVER BOW

**Total:** 31.00

**Geocodes/Valid:** 01-0881-12-4-01-01-0000 - Y      01-0881-12-4-01-10-0000 - Y  
01-0881-13-1-01-10-0000 - Y

**Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/27/1982: POINT OF DIVERSION, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/16/1991: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 01/31/1994.

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 02/06/2003. JOHNSON, MILES & MEHRING TO SCHAFFER &

**Remarks:**

ASSOCIATES - SPLIT 50/50. SCHAFER RECEIVES TRACT 1 COS# 710

WATER RIGHT OWNERSHIP UPDATE RECEIVED 02/28/1007. OUID #44676 - JOSEPH & LESLIE BRUSATI TO DINO BUGNI - SPLIT - BUGNI RECEIVES LOT 2, AND BRUSATI RETAINS LOT 1, BOTH IN VALENTINE PLACER #6153.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 08/16/1995.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 7209 RECEIVED 02/06/2003.

OWNERSHIP UPDATE TYPE 608 # 10939 RECEIVED 10/09/2003.

OWNERSHIP UPDATE TYPE 608 # 44676 RECEIVED 02/28/2007.