

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: 76M 99416-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

C & C LAND LLC
PO BOX 8479
MISSOULA, MT 59807

GRANT CREEK PROFESSIONAL PLAZA LLC
106 NEMOTE CREEK RD
SUPERIOR, MT 59872

BVW FAMILY LP
106 NEMOTE CREEK RD
SUPERIOR, MT 59872

BRIAN DAIGLE DBA ALPINE CANINE
PMB 163
3275 N RESERVE ST STE D
MISSOULA, MT 59808

CRESTVIEW OFFICE LLC
4200 EXPRESSWAY
MISSOULA, MT 59808-1412

TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.

Priority Date: MAY 1, 1883

Enforceable Priority Date: MAY 1, 1883

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 4.00 CFS

Maximum Volume: 1,440.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 271.00

Source Name: GRANT 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		NESESW	32	14N	19W	MISSOULA

Period of Diversion: APRIL 15 TO OCTOBER 19

Diversion Means: HEADGATE

Period of Use: APRIL 15 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	8.00		NENWNW	5	13N	19W	MISSOULA
2	2.00		NWNWNW	5	13N	19W	MISSOULA
3	5.00		SENWNW	5	13N	19W	MISSOULA
4	6.00		SWNWNW	5	13N	19W	MISSOULA
5	9.00		NWSWNW	5	13N	19W	MISSOULA
6	3.00		SWSWNW	5	13N	19W	MISSOULA
7	1.00		NWNWNE	6	13N	19W	MISSOULA
8	4.00		SENWNE	6	13N	19W	MISSOULA
9	3.00		SWNWNE	6	13N	19W	MISSOULA
10	4.00		NESENE	6	13N	19W	MISSOULA
11	4.00		NWSENE	6	13N	19W	MISSOULA
12	8.00		SESENE	6	13N	19W	MISSOULA
13	10.00		SWSENE	6	13N	19W	MISSOULA
14	5.00		NESWNE	6	13N	19W	MISSOULA
15	9.00		NWSWNE	6	13N	19W	MISSOULA

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>
16	10.00		SESWNE	6	13N	19W	MISSOULA
17	10.00		SWSWNE	6	13N	19W	MISSOULA
18	7.00		NENENW	6	13N	19W	MISSOULA
19	10.00		NWNENW	6	13N	19W	MISSOULA
20	3.00		SEENW	6	13N	19W	MISSOULA
21	2.00		SWNENW	6	13N	19W	MISSOULA
22	8.00		NENWNW	6	13N	19W	MISSOULA
23	5.00		NWNWNW	6	13N	19W	MISSOULA
24	8.00		SENWNW	6	13N	19W	MISSOULA
25	9.00		SWNWNW	6	13N	19W	MISSOULA
26	4.00		NESENW	6	13N	19W	MISSOULA
27	8.00		NWSENW	6	13N	19W	MISSOULA
28	10.00		SESENW	6	13N	19W	MISSOULA
29	10.00		SWSENW	6	13N	19W	MISSOULA
30	10.00		NESWNW	6	13N	19W	MISSOULA
31	10.00		NWSWNW	6	13N	19W	MISSOULA
32	10.00		SESWNW	6	13N	19W	MISSOULA
33	10.00		SWSWNW	6	13N	19W	MISSOULA
34	3.00		NWNESW	6	13N	19W	MISSOULA
35	3.00		SWNESW	6	13N	19W	MISSOULA
36	10.00		NENWSW	6	13N	19W	MISSOULA
37	6.00		NWNWSW	6	13N	19W	MISSOULA
38	7.00		SENWSW	6	13N	19W	MISSOULA
39	1.00		SWNWSW	6	13N	19W	MISSOULA
40	4.00		NWSESW	6	13N	19W	MISSOULA
41	3.00		SWSESW	31	14N	19W	MISSOULA
42	5.00		SESWSW	31	14N	19W	MISSOULA
43	4.00		SWSWSW	31	14N	19W	MISSOULA
Total:	271.00						

Geocodes/Valid:	04-2200-05-2-01-08-0000 - Y	04-2200-06-1-01-01-0000 - Y
	04-2200-06-1-01-02-0000 - Y	04-2200-06-1-01-04-0000 - Y
	04-2200-06-1-01-07-0000 - Y	04-2200-06-1-01-08-0000 - Y
	04-2200-06-1-01-14-0000 - Y	04-2200-06-1-01-15-0000 - Y
	04-2200-06-1-01-17-0000 - Y	04-2200-06-1-01-18-0000 - Y
	04-2200-06-1-01-19-0000 - Y	04-2200-06-1-01-20-0000 - Y
	04-2200-06-1-01-22-0000 - Y	04-2200-06-1-01-24-0000 - Y
	04-2200-06-1-01-26-7000 - Y	04-2200-06-1-01-28-0000 - Y
	04-2200-06-1-01-30-0000 - Y	04-2200-06-1-01-34-0000 - Y
	04-2200-06-1-01-40-0000 - Y	04-2200-06-1-01-41-0000 - 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.

99413-00 99414-00 99415-00 99416-00 99421-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/05/97.

OWNERSHIP UPDATE RECEIVED

- OWNERSHIP UPDATE TYPE 608 # 16350 RECEIVED 07/25/2000.
- OWNERSHIP UPDATE TYPE 608 # 11917 RECEIVED 12/12/2003.
- OWNERSHIP UPDATE TYPE 608 # 16201 RECEIVED 08/23/2004.
- OWNERSHIP UPDATE TYPE 608 # 36381 RECEIVED 04/17/2006.
- OWNERSHIP UPDATE TYPE DOR # 122211 RECEIVED 01/22/2009.
- OWNERSHIP UPDATE TYPE DOR # 143679 RECEIVED 04/15/2011.

Remarks:

THE TIMELY FILED OBJECTION OF MONTANA DEPT OF NATURAL RESOURCES AND CONSERVATION WAS AMENDED BY AGREEMENT OF THE PARTIES TO INCLUDE PLACE OF USE. BECAUSE THIS ELEMENT WAS NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS 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.