

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 99800-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

MILTON DATSOPOULOS
201 W MAIN SUITE 201
MISSOULA, MT 59802

JOHN W UTTER
597 CUSHMAN RD
PAWLING, NY 12564

MARY E UTTER
597 CUSHMAN RD
PAWLING, NY 12564

JOANN M RUSNELL
PO BOX 422
VICTOR, MT 59875

MICHAEL L RUSNELL
PO BOX 422
VICTOR, MT 59875

GERALD J ALLEN
2611 ALLEN WAY
VICTOR, MT 59875

TERRI J LEWIS
2388 KELSEY WAY
STEVENSVILLE, MT 59870

CAROLYN VERNIER
PO BOX 202
STEVENSVILLE, MT 59870-0202

SUTHERLIN LAND LLC
415 SPOONER CREEK LN
STEVENSVILLE, MT 59870

MARSHA K SWITZER
2342 KELSEY LN
STEVENSVILLE, MT 59870-6971

TIMOTHY L PETERSON
2348 KELSEY LN
STEVENSVILLE, MT 59870

ADRIENNA M PETERSON
372 CEMETARY RD
CORVALLIS, MT 59828-9707

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 10, 1918

Enforceable Priority Date: JUNE 10, 1918

Type of Historical Right: FILED

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: UNNAMED TRIBUTARY OF BITTERROOT RIVER

Source Type: SURFACE WATER

ALSO KNOWN AS PARKER GULCH

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u> <u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWSW	26	8N	20W	RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

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>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESE	27	8N	20W	RAVALLI
2			NWSE	27	8N	20W	RAVALLI

<u>Geocodes/Valid:</u>		
	13-1666-27-3-01-01-0000 - Y	13-1666-27-3-01-11-0000 - Y
	13-1666-27-3-01-12-0000 - Y	13-1666-27-3-01-13-0000 - Y
	13-1666-27-3-01-19-0000 - Y	13-1666-27-3-01-21-0000 - Y
	13-1666-27-3-01-22-0000 - Y	13-1666-27-3-01-36-0000 - 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.

99799-00 99800-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/02/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/07/87.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/26/88.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/02/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/22/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/19/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/15/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/14/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/06/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/30/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/25/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/30/95.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/11/96.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/26/01.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 05/16/01.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 5850 RECEIVED 10/29/2002.

OWNERSHIP UPDATE TYPE 608 # 7796 RECEIVED 03/25/2003.

OWNERSHIP UPDATE TYPE 608 # 39794 RECEIVED 06/09/2006.

OWNERSHIP UPDATE TYPE DOR # 92330 RECEIVED 02/19/2010.

OWNERSHIP UPDATE TYPE DOR # 99809 RECEIVED 06/17/2011.

OWNERSHIP UPDATE TYPE DOR # 103725 RECEIVED 06/08/2012.

OWNERSHIP UPDATE TYPE DOR # 110357 RECEIVED 04/01/2013.

OWNERSHIP UPDATE TYPE DOR # 112029 RECEIVED 05/14/2013.

PLACE OF USE IS QUESTIONABLE BASED ON LOCATION OF DITCH, WHICH ONLY SERVICES PART OF THE CLAIMED PLACE OF USE