

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: 76GJ 107589-00 STATEMENT OF CLAIM
Version: 2 -- REEXAMINED
Version Status: ACTIVE

Owners: NICK D KESLER
30 KESSLER LN
PHILIPSBURG, MT 59858

Priority Date: MAY 15, 1881
Enforceable Priority Date: MAY 15, 1881

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 3.90 CFS

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: 237.00

Source Name: LOWER WILLOW 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		NENWNW	24	10N	13W	GRANITE

Period of Diversion: MAY 1 TO SEPTEMBER 30

Diversion Means: HEADGATE

Ditch Name: COBERLY-HENDERSON-MORSE DITCH

Period of Use: MAY 1 to SEPTEMBER 30

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	71.00		W2SE	12	10N	13W	GRANITE
2	15.00		E2E2SW	12	10N	13W	GRANITE
3	75.00		W2NE	13	10N	13W	GRANITE
4	37.50		E2NW	13	10N	13W	GRANITE
5	16.00		W2NWSE	13	10N	13W	GRANITE
6	22.50		NESW	13	10N	13W	GRANITE
Total:	237.00						

Geocodes/Valid: 46-1877-13-4-02-01-0000 - 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.

107586-00 107587-00 107589-00 107590-00

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/29/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/18/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/04/97.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 104963 RECEIVED 02/10/2010.

OWNERSHIP UPDATE TYPE DOR # 102685 RECEIVED 10/02/2013.

DITCH NAME MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.