

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 108717-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: MELVIN F PERVAIS
393 STE-GERMAINE OKA
QUEBEC CANADA, JON IEO

WILLIAM G OSBORNE
3765 SPRINGETTS DR
YORK, PA 17406

CYNTHIA J OSBORNE
3765 SPRINGETTS DR
YORK, PA 17406

MARK R CARTER
185 PAINT HORSE TRL
DARBY, MT 59829-9683

KIMBERLY A CARTER
185 PAINT HORSE TRL
DARBY, MT 59829-9683

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

Priority Date: APRIL 1, 1889

Enforceable Priority Date: APRIL 1, 1889

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 280.50 GPM

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

Climatic Area: 3 - MODERATE

Maximum Acres: 20.00

Source Name: TIN CUP 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		SWSWSW	16	3N	21W	RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: MCINTOSH-MORELLO LOWLINE DITCH

2		NWSENW	21	3N	21W	RAVALLI
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Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: CHAFFIN-WHINNERY DITCH

DITCH NAME FOR DIVERSION NO. 2 IS: CHAFFIN-WHINNERY DITCH

DITCH NAME FOR DIVERSION NO. 01 IS: MCINTOSH-MORELLO LOWLINE DITCH

Period of Use: APRIL 1 to OCTOBER 31

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	19.00		N2NW	22	3N	21W	RAVALLI
2	1.00		SESWSW	15	3N	21W	RAVALLI

Total: 20.00

Geocodes/Valid: 13-1176-15-4-01-14-0000 - Y 13-1176-22-1-01-05-0000 - Y

13-1176-22-1-01-27-0000 - 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.

108716-00 108717-00

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

DIVIDED INTEREST TRANSFER FOR MULTIPLE SPLIT.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/05/87.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/22/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/28/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/11/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/04/95.