

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: 76G 124843-00 STATEMENT OF CLAIM
Version: 3 -- POST DECREE

Version Status: ACTIVE

Owners: GRAVELEY BLACK MOUNTAIN RANCH LLC
%CHARLES GRAVELEY
PO BOX 314
AVON, MT 59713-0314

Priority Date: JUNE 11, 1913

Enforceable Priority Date: JUNE 11, 1913

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 35.50 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: 505.00

Source Name: THREEMILE 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	34	11N	8W	POWELL

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

2		SWSWNW	3	10N	8W	POWELL
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Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

3		SESESE	4	10N	8W	POWELL
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Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

4		NENE	9	10N	8W	POWELL
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Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

Period of Use: APRIL 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	140.00		SE	4	10N	8W	POWELL
2	135.00		SW	9	10N	8W	POWELL
3	75.00		NW	9	10N	8W	POWELL
4	95.00		NE	9	10N	8W	POWELL
5	60.00		SE	8	10N	8W	POWELL

Total: 505.00

Geocodes/Valid: 28-1882-04-2-01-01-0000 - Y 28-1882-08-1-01-01-0000 - Y
28-1882-09-1-01-01-0000 - 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.

32398-00 32399-00 32400-00 32401-00 32402-00 124843-00

Remarks:

THE PRIORITY DATE, FLOW RATE, SOURCE, MAXIMUM ACRES, POINT OF DIVERSION, PLACE OF USE, PERIOD OF USE WERE AMENDED BY THE WATER COURT PURSUANT TO SECTION 85-2-233(6), MCA.

"HIGHWATER" CLAIMS FROM THIS SOURCE ARE EQUAL IN PRIORITY DATE. THE FLOW RATES FOR THESE CLAIMS ARE LIMITED TO A PROPORTIONAL SHARE OF AVAILABLE HIGHWATER FROM THIS SOURCE. THREEMILE CREEK HIGHWATER CLAIMS INCLUDE CLAIMS 49953-00, 90887-00, 90888-00, 124843-00, 124846-00, AND 127517-00. SEE THE CLAIM FILE OR WATER COURT CASE 76G-A FOR MORE INFORMATION.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/28/94.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 43289 RECEIVED 12/13/2006.