

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 126278-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE
Version Status: ACTIVE

Owners: TALL TIMBER HAVEN LLC
19920 US HWY 10 E
CLINTON, MT 59825

CAROL J EICHENLAUB
PO BOX 743
BONNER, MT 59823

EARL C EICHENLAUB
PO BOX 743
BONNER, MT 59823

BARBARA K RITCHART
PO BOX 179
CLINTON, MT 59825

Priority Date: DECEMBER 31, 1887
Enforceable Priority Date: DECEMBER 31, 1887

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 0.76 CFS
Maximum Volume: 188.00 AC-FT
Climatic Area: 3 - MODERATE

Maximum Acres: 20.00

Source Name: TRAIL 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		SWNE	22	12N	17W	MISSOULA

Period of Diversion: MAY 1 TO NOVEMBER 4
Diversion Means: HEADGATE

2		NESWNE	22	12N	17W	MISSOULA
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Period of Diversion: MAY 1 TO NOVEMBER 4
Diversion Means: HEADGATE

Period of Use: MAY 1 to NOVEMBER 4

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	3.00		SENENW	22	12N	17W	MISSOULA
2	2.00		SWSWNE	22	12N	17W	MISSOULA
3	6.00		NWSWNE	22	12N	17W	MISSOULA
4	8.00		S2SENEW	22	12N	17W	MISSOULA
5	1.00		NWNWNE	22	12N	17W	MISSOULA
Total:	20.00						

Geocodes/Valid: 04-2095-22-1-02-07-0000 - Y 04-2095-22-1-02-09-0000 - Y
04-2095-22-1-02-10-0000 - Y 04-2095-22-1-02-12-0000 - 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.

126278-00 126279-00

Remarks:

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 90296 RECEIVED 09/13/2011.

OWNERSHIP UPDATE TYPE DOR # 95165 RECEIVED 12/30/2011.

ON DECEMBER 5, 2011, A DNRC MEMORANDUM WAS FILED WITH THE WATER COURT STATING THE OWNERSHIP, POINT OF DIVERSION, AND PLACE OF USE MAY BE INCORRECT.