

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 5822-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: WARD IRRIGATION DISTRICT
220 CAMAS CREEK LOOP
HAMILTON, MT 59840

THIS IRRIGATION DISTRICT WAS ESTABLISHED UNDER TITLE 85, CHAPTER 7, MCA.

Priority Date: JUNE 30, 1903

Enforceable Priority Date: JUNE 30, 1903

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 132.50 CFS

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

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 1,441.00

Source Name: BITTERROOT RIVER

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		NWNENW	14	4N	21W	RAVALLI

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: HEADGATE

Ditch Name: WARD DITCH

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	54.00		N2NE	2	4N	21W	RAVALLI
2	80.00		N2NW	2	4N	21W	RAVALLI
3	68.00		S2NW	2	4N	21W	RAVALLI
4	29.00		N2SW	2	4N	21W	RAVALLI
5	78.00		N2NE	3	4N	21W	RAVALLI
6	27.00		SENE	3	4N	21W	RAVALLI
7	11.00		N2SWNE	3	4N	21W	RAVALLI
8	1.00		NENW	3	4N	21W	RAVALLI
9	10.00		SWNESE	23	5N	21W	RAVALLI
10	33.00		SESE	23	5N	21W	RAVALLI
11	14.00		E2W2SE	23	5N	21W	RAVALLI
12	3.00		SWSWNW	25	5N	21W	RAVALLI
13	27.00		NWSW	25	5N	21W	RAVALLI
14	6.00		W2SESW	25	5N	21W	RAVALLI
15	40.00		SWSW	25	5N	21W	RAVALLI
16	80.00		E2NE	26	5N	21W	RAVALLI
17	9.00		W2NE	26	5N	21W	RAVALLI
18	40.00		NESE	26	5N	21W	RAVALLI
19	30.00		NWSE	26	5N	21W	RAVALLI
20	80.00		S2SE	26	5N	21W	RAVALLI
21	10.00		E2SESW	26	5N	21W	RAVALLI
22	160.00		NE	35	5N	21W	RAVALLI
23	19.00		E2NENW	35	5N	21W	RAVALLI
24	1.00		SWNENW	35	5N	21W	RAVALLI
25	25.00		SENE	35	5N	21W	RAVALLI
26	160.00		SE	35	5N	21W	RAVALLI
27	26.00		NESW	35	5N	21W	RAVALLI
28	34.00		SESW	35	5N	21W	RAVALLI
29	16.00		W2NENW	36	5N	21W	RAVALLI

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>
30	40.00		NWNW	36	5N	21W	RAVALLI
31	25.00		SEnw	36	5N	21W	RAVALLI
32	40.00		SWNW	36	5N	21W	RAVALLI
33	11.00		W2SWSE	36	5N	21W	RAVALLI
34	154.00		SW	36	5N	21W	RAVALLI
Total:	1,441.00						

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.

5822-00 5823-00 5824-00 5825-00 5830-00 151687-00

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.

5822-00 5827-00

THE PLACE OF USE WAS AMENDED BY THE CLAIMANT ON 03/07/1985.

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

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE TOTAL CLAIMED FLOW RATE FOR THE DISTRICT (8000 MINER'S INCHES) APPEARS TO EXCEED THE CAPACITY OF THE DIVERSION AND CONVEYANCE FACILITIES.

THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 41.00 GPM PER ACRE.

THE RAVALLI COUNTY WATER RESOURCES SURVEY (1958) APPEARS TO INDICATE 778.22 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 178-74 AND 179-72 , DATED 08/02/1979 , APPEARS TO INDICATE 1337.60 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 68.00 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.