

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 99880-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

LULU HILDA GRIMM
PO BOX 55
STEVENSVILLE, MT 59870

STEVEN R PARSONS
2757 BEAVERTAIL LN
STEVENSVILLE, MT 59870-6968

JULIE A PARSONS
2757 BEAVERTAIL LN
STEVENSVILLE, MT 59870-6968

CIRCLE K LAZY M RANCH LLC
PO BOX 603
STEVENSVILLE, MT 59870

KRENGEL, CAROL T TRUST
%WALTER KRENGLE JR, TRUSTEE
2000 FIRST AVE STE 2201
SEATTLE, WA 98121

TOMAS KERN
91 BELL CROSSING E
STEVENSVILLE, MT 59870

MARIANNE KERN
91 BELL CROSSING E
STEVENSVILLE, MT 59870

JEANINE G BUSH
PO BOX 8
VICTOR, MT 59875-0008

MICHAEL SUNDERLAND
2779 LOLO WAY
STEVENSVILLE, MT 59870

LINDA SUNDERLAND
2779 LOLO WAY
STEVENSVILLE, MT 59870

MAUREEN D DURSO
2770 LOCO WAY
STEVENSVILLE, MT 59870

WILLIAM E PHELPS JR
2764 RIVER BEND LN
STEVENSVILLE, MT 59870

CLAIR W CABAL
2688 RIVERBEND LN
STEVENSVILLE, MT 59870

DANNY J FARRELL
2784 LOCO WAY
STEVENSVILLE, MT 59870-6990

AMY J FARRELL
2784 LOCO WAY
STEVENSVILLE, MT 59870

ROSEBERRY FAMILY TRUST
% CHARLES & LINDA ROSEBERRY TRUSTEE
113 BELL XING E
STEVENSVILLE, MT 59870

DAWN E DOMINO
157 BELL CROSSING E
STEVENSVILLE, MT 59870

RUBY L DOMINO
157 BELL CROSSING E
STEVENSVILLE, MT 59870

JAMES R BROWN
2670 RIVER BEND LN
STEVENSVILLE, MT 59870-6900

DAVID L LYNN
2714 RIVER BEND LANE
STEVENSVILLE, MT 59870

AMY S LYNN
2714 RIVER BEND LANE
STEVENSVILLE, MT 59870

ANITA Y BROWN
2670 RIVER BEND LN
STEVENSVILLE, MT 59870-6900

GARY H MITTELSTADT
2787 BEAVERTAIL LN
STEVENSVILLE, MT 59870

LINDA ROSEBERRY
113 BELL CROSSING E
STEVENSVILLE, MT 59870

KELLEY, JIM & WHITNEY LIVING TRUST
2775 BELL POND WAY
STEVENSVILLE, MT 59870

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: AUGUST 31, 1940

Enforceable Priority Date: AUGUST 31, 1940

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 12.50 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: 320.00

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		NESWSE	29	8N	20W	RAVALLI

Period of Diversion: MAY 1 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: MAY 1 to OCTOBER 15

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	160.00		SE	20	8N	20W	RAVALLI
2	40.00		NENW	21	8N	20W	RAVALLI
3	80.00		W2NW	21	8N	20W	RAVALLI
4	40.00		NWSW	21	8N	20W	RAVALLI
Total:	320.00						

Geocodes/Valid: 13-1666-20-1-01-13-0000 - Y 13-1666-20-1-01-15-0000 - Y
 13-1666-20-1-01-16-0000 - Y 13-1666-20-1-01-17-0000 - Y
 13-1666-21-1-01-26-0000 - Y 13-1666-21-1-01-28-0000 - Y
 13-1666-21-1-01-29-0000 - Y 13-1666-21-1-01-30-0000 - Y
 13-1666-21-1-01-31-0000 - Y 13-1666-21-1-01-33-0000 - Y
 13-1666-21-1-01-34-0000 - Y 13-1666-21-1-01-35-0000 - Y
 13-1666-21-1-01-36-0000 - Y 13-1666-21-1-01-37-0000 - Y

13-1666-21-1-01-38-0000 - Y	13-1666-21-1-01-39-0000 - Y
13-1666-21-1-01-40-0000 - Y	13-1666-21-1-01-41-0000 - Y
13-1666-21-1-01-43-0000 - Y	13-1666-21-1-01-44-0000 - Y
13-1666-21-1-01-45-0000 - 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.

99877-00 99878-00 99879-00 99880-00 99881-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/04/1987.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/07/1991.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/18/1992.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/17/1996.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/05/1991.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/20/1992.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/18/1991.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/10/1997.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/22/1998.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 01/30/2001.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 05/23/2001.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 4364 RECEIVED 08/29/2002.

OWNERSHIP UPDATE TYPE 608 # 9571 RECEIVED 07/17/2003.

OWNERSHIP UPDATE TYPE 608 # 14507 RECEIVED 06/03/2004.

OWNERSHIP UPDATE TYPE 608 # 24669 RECEIVED 08/10/2005.

OWNERSHIP UPDATE TYPE 608 # 27087 RECEIVED 12/01/2005.

OWNERSHIP UPDATE TYPE 608 # 39569 RECEIVED 07/05/2006.

OWNERSHIP UPDATE TYPE 608 # 41623 RECEIVED 09/19/2006.

OWNERSHIP UPDATE TYPE DOR # 82636 RECEIVED 07/16/2008.

OWNERSHIP UPDATE TYPE DOR # 108810 RECEIVED 01/24/2013.

OWNERSHIP UPDATE TYPE DOR # 110356 RECEIVED 03/15/2013.

OWNERSHIP UPDATE TYPE DOR # 112021 RECEIVED 06/24/2013.

OWNERSHIP UPDATE TYPE 608 # 120458 RECEIVED 04/28/2014.

OWNERSHIP UPDATE TYPE 608 # 120457 RECEIVED 04/30/2014.

OWNERSHIP UPDATE TYPE DOR # 121910 RECEIVED 06/04/2014.

OWNERSHIP UPDATE TYPE DOR # 125097 RECEIVED 07/25/2014.

OWNERSHIP UPDATE TYPE DOR # 123462 RECEIVED 07/31/2014.

OWNERSHIP UPDATE TYPE DOR # 125160 RECEIVED 08/28/2014.

OWNERSHIP UPDATE TYPE DOR # 134444 RECEIVED 07/03/2015.

OWNERSHIP UPDATE TYPE DOR # 135978 RECEIVED 07/17/2015.

OWNERSHIP UPDATE TYPE DOR # 144779 RECEIVED 07/01/2016.

AN AMENDMENT WAS SUBMITTED ON 04/06/2015 WHICH HAS NOT BEEN IMPLEMENTED. THIS AMENDMENT WAS NOT SUBMITTED BY THE OWNER LISTED IN THE DNRC RECORDS.

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/26/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY SEVERAL DIFFERENT OWNERS.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT WERE FILED BY DIFFERENT PARTIES WHO CLAIM OVERLAPPING PLACES OF USE. 99877-00, 99878-00, 99879-00, 99880-00, 147405-00, 147406-00, 147407-00.

THE RAVALLI COUNTY WATER RESOURCES SURVEY (1958) APPEARS TO INDICATE 100.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

Remarks:

USDA AERIAL PHOTOGRAPH NO. 179-122 , DATED 08/02/1979 APPEARS TO INDICATE 149.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE POINT OF DIVERSION APPEARS TO BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE SWNWSE SEC 29 TWP 08N RGE 20W RAVALLI COUNTY.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON BITTERROOT RIVER WITH A PRIORITY DATE POSTDATING CASE NO. 1287, RAVALLI COUNTY.