

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: 76LJ 6785-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

LOIS M YAEGER
1200 AUSTIN CROSSROAD
COLUMBIA FALLS, MT 59912

JOHN W BRINKERHOFF
2405 HWY 206
COLUMBIA FALLS, MT 59912

GREGORY T BRINKERHOFF
2405 MT 206
COLUMBIA FALLS, MT 59912

VINCENT SINGLETERRY
1283 MT HWY 206
COLUMBIA FALLS, MT 59912

ANITA SINGLETERRY
1283 MT HWY 206
COLUMBIA FALLS, MT 59912

JAMES A WILLING
43306 SE 134TH ST
NORTH BEND, WA 98045-9694

CHRISTOPHER W MCDONALD
74 STONEFOXX COURT
COLUMBIA FALLS, MT 59912

GREGORY W LIDSTROM
1525 MIDDLE RD
COLUMBIA FALLS, MT 59912

MARY ANN LIDSTROM
1525 MIDDLE RD
COLUMBIA FALLS, MT 59912

RETA D SANDS
1313 AUSTIN XRD
COLUMBIA FALLS, MT 59912-9344

FRANKLIN HOLDINGS I LLC
4446 HENDRICKS AVE STE 368
JACKSONVILLE, FL 32207-6369

MONTY E BENSON
432 E IDAHO ST STE C270
KALISPELL, MT 59901

PAULA M BENSON
432 E IDAHO ST STE C270
KALISPELL, MT 59901

THOMAS E SANDS
1313 AUSTIN XRD
COLUMBIA FALLS, MT 59912-9344

Priority Date: JULY 1, 1966

Enforceable Priority Date: JULY 1, 1966

THE PRIORITY DATE OF THIS WATER RIGHT HAS BEEN CHANGED TO THE DATE OF FILING THE NOTICE OF COMPLETION OF GROUNDWATER APPROPRIATION (FORM GW2). THE PRIORITY DATE MAY BE CONTESTED BY PROPER OBJECTION.

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Maximum Flow Rate: 1.56 CFS

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: 200.00
Source Name: GROUNDWATER
Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

| <u>ID</u> | <u>Govt Lot</u> | <u>Qtr</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------|-----------------|------------|------------|------------|------------|---------------|
| 1 | | NWSE | 21 | 29N | 20W | FLATHEAD |

Period of Diversion: APRIL 1 TO NOVEMBER 30
Diversion Means: WELL
Well Depth: 295.00 FEET
Static Water Level: 65.00 FEET
Casing Diameter: 10.00 INCHES
Flowing: NO

Period of Use: APRIL 1 to NOVEMBER 30

Place of Use:

| <u>ID</u> | <u>Acres</u> | <u>Govt Lot</u> | <u>Qtr</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|---------------|--------------|-----------------|------------|------------|------------|------------|---------------|
| 1 | 160.00 | | NW | 21 | 29N | 20W | FLATHEAD |
| 2 | 40.00 | | NWSW | 21 | 29N | 20W | FLATHEAD |
| Total: | 200.00 | | | | | | |

Geocodes/Valid: 07-4079-21-2-01-03-0000 - Y 07-4079-21-2-01-05-0000 - Y
 07-4079-21-2-01-06-0000 - Y 07-4079-21-2-01-07-0000 - Y
 07-4079-21-2-01-09-0000 - Y 07-4079-21-2-01-20-0000 - Y
 07-4079-21-2-01-35-0000 - Y 07-4079-21-2-02-01-0000 - Y
 07-4079-21-2-02-03-0000 - Y 07-4079-21-2-02-05-0000 - Y
 07-4079-21-2-02-07-0000 - Y 07-4079-21-2-02-09-0000 - Y
 07-4079-21-2-02-10-0000 - Y 07-4079-21-2-02-12-0000 - Y
 07-4079-21-2-02-14-0000 - Y 07-4079-21-2-02-16-0000 - Y
 07-4079-21-3-01-03-0000 - Y

Remarks:

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/22/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/25/96.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 101994 RECEIVED 08/02/2012.
 OWNERSHIP UPDATE TYPE DOR # 115324 RECEIVED 09/26/2012.
 OWNERSHIP UPDATE TYPE DOR # 113446 RECEIVED 06/03/2013.
 OWNERSHIP UPDATE TYPE DOR # 113441 RECEIVED 06/03/2013.
 OWNERSHIP UPDATE TYPE DOR # 115309 RECEIVED 09/26/2013.
 OWNERSHIP UPDATE TYPE DOR # 114883 RECEIVED 11/01/2013.
 OWNERSHIP UPDATE TYPE DOR # 120897 RECEIVED 11/13/2013.
 OWNERSHIP UPDATE TYPE DOR # 121291 RECEIVED 02/25/2014.
 OWNERSHIP UPDATE TYPE DOR # 123940 RECEIVED 08/22/2014.
 OWNERSHIP UPDATE TYPE DOR # 146814 RECEIVED 04/21/2016.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/23/2015, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY JAMES PIERSON, JUSTIN SANDS, AND ROBERT WILLING.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 15 TO OCTOBER 15.

USDA AERIAL PHOTOGRAPH NO. 1079-65 , DATED 09/24/1979 APPEARS TO INDICATE 48.35 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.