

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: 76L 109434-00 STATEMENT OF CLAIM
Version: 3 -- SPLIT

Version Status: ACTIVE

Owners: PARADISE VALLEY INC
PO BOX 69
PARADISE, MT 59856

MICHAEL S MITCHELL
728 S 3RD ST W
MISSOULA, MT 59801

ERIC C SCHNEIDER
PO BOX 65
PARADISE, MT 59856-0065

Priority Date: DECEMBER 31, 1963

Enforceable Priority Date: DECEMBER 31, 1963

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Maximum Flow Rate: 1.38 CFS

Maximum Volume: 224.00 AC-FT

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 89.60

Source Name: GROUNDWATER

Source Type: GROUNDWATER

ALSO KNOWN AS MERCIER WELL

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 | 19N | 25W | SANDERS |

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: WELL

Period of Use: APRIL 1 to OCTOBER 31

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 | 11.00 | | E2SE | 33 | 19N | 25W | SANDERS |
| 2 | 53.90 | | SW | 34 | 19N | 25W | SANDERS |
| 3 | 24.70 | | N2NW | 3 | 18N | 25W | SANDERS |
| Total: | 89.60 | | | | | | |

Geocodes/Valid: 35-2747-03-2-02-10-0000 - Y 35-2861-34-3-01-01-0000 - Y
35-2861-34-3-01-05-0000 - Y 35-2861-34-3-01-30-0000 - Y
35-2861-34-3-01-40-0000 - Y 35-2861-34-3-01-50-0000 - Y
35-2861-34-3-01-60-0000 - Y

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/29/1991: PLACE OF USE, PERIOD OF USE, VOLUME.

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE FLATHEAD RIVER, BELOW FLATHEAD LAKE DRAINAGE (BASIN 76L) AND USES IT IN THE FLATHEAD RIVER, BELOW FLATHEAD LAKE DRAINAGE (BASIN 76L) AND THE CLARK FORK, BETWEEN BLACKFOOT & FLATHEAD RIVERS DRAINAGE (BASIN 76M). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/29/1991.

Remarks:

WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/21/2000.

SPLIT CLAIM NO. 76L 30107035 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

SPLIT CLAIM NO. 76L 30107366 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 641 # 144178 RECEIVED 03/29/1991.

OWNERSHIP UPDATE TYPE 641 # 144173 RECEIVED 11/21/2000.

OWNERSHIP UPDATE TYPE 641 # 144170 RECEIVED 11/21/2000.

OWNERSHIP UPDATE TYPE 608 # 17607 RECEIVED 10/19/2004.

OWNERSHIP UPDATE TYPE DOR # 96223 RECEIVED 12/19/2011.

OWNERSHIP UPDATE TYPE DOR # 127973 RECEIVED 10/27/2014.

OWNERSHIP UPDATE TYPE DOR # 134733 RECEIVED 09/18/2015.

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

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/12/2009, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY SEAMAN, GAUL, PACK.

USDA AERIAL PHOTOGRAPH NO(S). 279-105 , DATED 08/07/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.