

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 151381-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: POTOMAC CORP
%JIM HAYDEN
18489 HIGHWAY 12 W
LOLO, MT 59847-8404

Priority Date: JUNE 8, 1888
Enforceable Priority Date: JUNE 8, 1888

Type of Historical Right: DECREED

Purpose (use): STOCK
Maximum Flow Rate: 30.00 GPM

Maximum Volume: THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: LOLO CREEK, SOUTH FORK
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 | | SENWNW | 32 | 12N | 21W | MISSOULA |

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: PRESTON-WILKINSON DITCH

| | | | | | | |
|---|--|--------|----|-----|-----|----------|
| 2 | | NENENW | 32 | 12N | 21W | MISSOULA |
|---|--|--------|----|-----|-----|----------|

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

DITCH NAME FOR DIVERSION NO. 01 IS: PRESTON-WILKINSON DITCH

Reservoir: OFF STREAM

| <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------------|----------------|------------|------------|------------|---------------|
| | NENENW | 32 | 12N | 21W | MISSOULA |

Diversion to Reservoir: DIVERSION # 1

Surface Area: 1.00 ACRES

Current Capacity: 3.60 ACRE-FEET

Original Capacity: 3.60 ACRE-FEET

MAXIMUM STORAGE CAPACITY HAS BEEN ESTIMATED BY THE DNRC.

Period of Use: JANUARY 1 to DECEMBER 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 | | | NE | 32 | 12N | 21W | MISSOULA |
| 2 | | | NENW | 32 | 12N | 21W | MISSOULA |
| 3 | | | SWSWSE | 29 | 12N | 21W | MISSOULA |

Geocodes/Valid: -- NO VALID GEOCODES --

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME MEANS OF DIVERSION AND POINT OF DIVERSION.

96953-00 151358-00 151360-00 151361-00 151362-00 151381-00 151382-00

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME MEANS OF DIVERSION AND POINT OF DIVERSION.

96953-00 151358-00 151360-00 151361-00 151379-00 151381-00 151382-00

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME MEANS OF DIVERSION AND POINT OF DIVERSION.

96953-00 151358-00 151360-00 151361-00 151379-00 151381-00

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.

151360-00 151381-00

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.

151360-00 151381-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/02/90: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, PRIORITY DATE.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE ASSOCIATED. THEY SHARE THE SAME A COMMON HEADGATE AND DELIVERY DITCH. P096953-00 W151358-00 W151360-00 W151361-00 W151379-00 W151382-00

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

WHEN THIS CLAIM WAS ORIGINALLY DECREED, THE PERIOD OF DIVERSION WAS NOT INCLUDED AS AN ELEMENT OF THE CLAIM. IN 2008, THE PERIOD OF DIVERSION ELEMENT WAS ADDED TO ALL CLAIM ABSTRACTS. IT IS NOT CERTAIN IF THE PERIOD OF DIVERSION DATES ADDED TO THIS CLAIM ACCURATELY REFLECT THE HISTORICAL PERIOD OF DIVERSION. MORE INFORMATION IS REQUIRED.