

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 99769-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Version Status: ACTIVE

Owners: CHRIS BARROW
14241 NE WOODINVILLE DUVALL RD STE 211
WOODINVILLE, WA 98072-8564

TRINA BARROW
14241 NE WOODINVILLE DUVALL RD # 211
WOODINVILLE, WA 98072-8564

BRAYDEN DEVRIES
C/O BROOKE DE VRIES
500 W MAIN ST
HAMILTON, MT 59840

TERESA L FORREST
1424 SKALKAHO HWY
HAMILTON, MT 59840

WILLIAM C FORREST
1424 SKALKAHO HWY
HAMILTON, MT 59840

GRETCHEN PARKER
1209 SKALKAHO HWY
HAMILTON, MT 59840-9036

MEISENBACH, JOHN W REVOCABLE TRUST
JOHN W MEISENBACH, TRUSTEE
1383 SKALKAHO HWY
HAMILTON, MT 59840-9047

SKALKAHO HOLDINGS LLC
1559 SUNSHINE LN
SOUTHLAKE, TX 76092-4611

Priority Date: JUNE 1, 1891

Enforceable Priority Date: JUNE 1, 1891

Type of Historical Right: DECREED

Purpose (Use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 201.96 GPM

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: 67.50

Source Name: SKALKAHO CREEK
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		SWSWNE	30	5N	19W	RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: SKALKAHO HIGHLINE DITCH

Period of Use: APRIL 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	12.00		S2SENE	23	5N	20W	RAVALLI
2	3.50		NESE	23	5N	20W	RAVALLI
3	3.00		SWSWNW	24	5N	20W	RAVALLI
4	11.00		NESW	24	5N	20W	RAVALLI
5	25.00		NWSW	24	5N	20W	RAVALLI
6	9.00		N2SESW	24	5N	20W	RAVALLI
7	4.00		N2SWSW	24	5N	20W	RAVALLI

Total: 67.50

SEE CLAIM FILE AND PLACE OF USE FOR PARCELS INCLUDED AND NOT INCLUDED WITHIN DALY DITCHES.

A PORTION OF THE PLACE OF USE FOR THIS RIGHT IS NOT INCLUDED IN THE DALY DITCHES IRRIGATION DISTRICT.

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Geocodes/Valid:

13-1367-23-3-01-13-0000 - Y	13-1367-24-1-01-04-0000 - Y
13-1367-24-3-01-04-0000 - Y	13-1367-24-3-01-05-0000 - Y
13-1367-24-3-01-07-0000 - Y	13-1367-24-3-01-08-0000 - Y

Remarks:

THIS PORTION OF THE WATER RIGHT IS PART OF THE SKALKAHO CREEK EXCHANGE ("SWAP") WHERE WATER HISTORICALLY DIVERTED FROM SKALKAHO CREEK IS EXCHANGED FOR WATER DIVERTED FROM THE BITTERROOT RIVER. DALY DITCHES HAS THE RIGHT TO DIVERT ITS SKALKAHO CREEK DECREED RIGHTS AND THE SKALKAHO CREEK EXCHANGE RIGHTS THROUGH ANY OF ITS DIVERSIONS FROM SKALKAHO CREEK. THIS WATER RIGHT IS PART OF THE SKALKAHO EXCHANGE RIGHTS AND USED IN CONJUNCTION WITH DALY DITCHES IRRIGATION DISTRICT WATER RIGHT 76H 30146979 AND CANNOT BE DIVERTED AND USED SEPARATE FROM WATER RIGHT 76H 30146979. THE EXCHANGE WATER IS DIVERTED AND MANAGED BY DALY DITCHES IRRIGATION DISTRICT UNDER WATER RIGHT 76H 30146979. WATER RIGHT 76H 30146979 LISTS THE EXCHANGE DIVERSIONS WHICH ARE OWNED AND OPERATED EXCLUSIVELY BY DALY DITCHES IRRIGATION DISTRICT AS PER DISTRICT COURT ORDER CAUSE NO. DV-82-95. THE DIVERSIONS INCLUDE THE FOLLOWING DITCHES: REPUBLICAN DITCH; HEDGE DITCH; SKALKAHO HILINE DITCH; HUGHES DITCH; WARD DITCH; REESER DITCH, THOMPSON DITCH.

THIS PORTION OF THE WATER RIGHT IS NOT CURRENTLY PART OF THE SKALKAHO CREEK EXCHANGE ("SWAP") WHERE WATER HISTORICALLY DIVERTED FROM SKALKAHO CREEK IS EXCHANGED FOR WATER DIVERTED FROM THE BITTERROOT RIVER. DALY DITCHES HAS THE RIGHT TO DIVERT ITS SKALKAHO CREEK DECREED RIGHTS AND THE SKALKAHO CREEK EXCHANGE RIGHTS THROUGH ANY OF ITS DIVERSIONS FROM SKALKAHO CREEK. THIS PORTION OF THE WATER RIGHT HAS NO RIGHT TO DIVERT WATER THROUGH ANY DIVERSION OR DITCH OWNED BY DALY DITCHES IRRIGATION DISTRICT AS PER DISTRICT COURT ORDER CASE NO. DV-82-95. IF THE OWNER(S) OF THIS PARCEL AND PORTION OF THE WATER RIGHT BECOME MEMBER(S) OF THE DISTRICT THIS PORTION OF THE RIGHT WILL BE ASSOCIATED AND USED IN CONJUNCTION WITH WATER RIGHT 76H 30146979. WATER RIGHT 76H 30146979 LISTS THE EXCHANGE DIVERSIONS WHICH ARE OWNED EXCLUSIVELY BY DALY DITCHES IRRIGATION DISTRICT: REPUBLICAN DITCH; HEDGE DITCH; SKALKAHO HILINE DITCH; HUGHES DITCH; WARD DITCH; REESER DITCH; THOMPSON DITCH.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/01/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/27/98.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 107816 RECEIVED 12/26/2012.

OWNERSHIP UPDATE TYPE DOR # 135970 RECEIVED 10/07/2015.

OWNERSHIP UPDATE TYPE DOR # 151221 RECEIVED 10/14/2016.

OWNERSHIP UPDATE TYPE DOR # 158307 RECEIVED 02/02/2017.

OWNERSHIP UPDATE TYPE DOR # 169313 RECEIVED 05/24/2017.

OWNERSHIP UPDATE TYPE DOR # 169316 RECEIVED 05/24/2017.

OWNERSHIP UPDATE TYPE 608 # 177416 RECEIVED 09/06/2018.

OWNERSHIP UPDATE TYPE DOR # 201354 RECEIVED 12/29/2019.

OWNERSHIP UPDATE TYPE 608 # 218331 RECEIVED 05/14/2021.

OWNERSHIP UPDATE TYPE 608 # 220175 RECEIVED 06/22/2021.

OWNERSHIP UPDATE TYPE 608 # 235650 RECEIVED 05/05/2022.

OWNERSHIP UPDATE TYPE 608 # 266003 RECEIVED 10/01/2024.

OWNERSHIP UPDATE TYPE 608 # 269028 RECEIVED 12/27/2024.