

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 84995-00 EXEMPT NOTICE
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: MARC L NEVAS
1285 SANCTUARY LN
KILA, MT 59920

Priority Date: OCTOBER 2, 1969
Enforceable Priority Date: OCTOBER 2, 1969

Purpose (use): DOMESTIC
STOCK

Maximum Flow Rate: 35.00 GPM

Maximum Volume: 1.19 AC-FT

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>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	NE	14	27N	23W	FLATHEAD

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DEVELOPED SPRING

Purpose (Use): DOMESTIC
Households: 1
Volume: 1.00 AC-FT
Period of Use: JANUARY 1 to DECEMBER 31

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			NW	NE	14	27N	23W	FLATHEAD

Purpose (Use): STOCK
Volume: 0.19 AC-FT
Period of Use: JANUARY 1 to DECEMBER 31

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			NE	NE	14	27N	23W	FLATHEAD

Geocodes/Valid: 07-3831-14-4-01-17-0000 - Y

Remarks:

ASSOCIATED RIGHT

THIS WATER RIGHT IS ASSOCIATED WITH W148761-76LJ. THEY SHARE THE SAME POINT OF DIVERSION.

EXEMPT NOTICE INFORMATION

A PERSON EXEMPT FROM FILING IN THE ADJUDICATION PURSUANT TO § 85-2-222, MCA, AND WHO FILED A FORM 627 (NOTICE) WITH THE DNRC WAS THEREAFTER ABLE TO RECEIVE NOTIFICATION FROM THE DNRC OF PERMIT APPLICATIONS, CHANGE AUTHORIZATIONS, OR RESERVATIONS THAT MIGHT AFFECT THE OWNER'S EXEMPT OR OTHER WATER RIGHT(S). FILING OF THE NOTICE AND ACCEPTANCE BY THE DNRC DID NOT CONSTITUTE THE ESTABLISHMENT OF OR CONFIRM THE EXISTENCE OF A VALID EXISTING WATER RIGHT.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 46154 RECEIVED 05/18/2007.
OWNERSHIP UPDATE TYPE DOR # 87837 RECEIVED 10/15/2009.

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 148761-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: MARC L NEVAS
1285 SANCTUARY LN
KILA, MT 59920

KATHY MARSHALL
1285 SANCTUARY LN
KILA, MT 59920

Priority Date: OCTOBER 2, 1969
Enforceable Priority Date: OCTOBER 2, 1969

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 35.00 GPM

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: 5.00

Source Name: UNNAMED TRIBUTARY OF ASHLEY 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		NWNESE	14	27N	23W	FLATHEAD

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Period of Use: APRIL 15 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	5.00		NWNESE	14	27N	23W	FLATHEAD

Total: 5.00

IT APPEARS THAT THE LOCATION OF THE PLACE OF USE WAS INCORRECTLY CLAIMED ON THE STATEMENT OF CLAIM MAP. CLAIM WAS EXAMINED ASSUMING ADJACENT IRRIGATION AREA IS THE INTENDED PLACE OF USE.

Geocodes/Valid: 07-3831-14-4-01-17-0000 - Y 07-3831-14-4-01-30-0000 - Y

Remarks:

THIS RIGHT IS ASSOCIATED TO 76LJ 84995-00. THEY SHARE THE SAME POINT OF DIVERSION. STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/12/1993.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 46154 RECEIVED 05/18/2007.
OWNERSHIP UPDATE TYPE DOR # 87837 RECEIVED 10/15/2009.
OWNERSHIP UPDATE TYPE DOR # 120309 RECEIVED 02/27/2012.



Hydrology, Engineering and Environmental Consulting

May 15, 2007

J. B. Associates of Montana, LLC
c/o Marc Nevas
1475 West Reserve
Kalispell, MT 59901

RE: DNRC Water Right Ownership Update

Dear Marc:

Enclosed is a copy of the DNRC Water Right Ownership Update (Form 608) required to update all your water rights for 285 Dower Draw. Three separate water rights were identified. The table below summarizes these water rights.

Water Right	Purpose	Volume (ac-ft)	Area (acres)	Flow Rate (GPM)	Source
76LJ 148761	Irrigation	12.5	5	35	Spring
7L 30004723	Domestic	1		3	Well
7L 30004723	Lawn & Garden	1.25	0.5	3	Well
76LJ 84995	Domestic	1		35	Developed Spring
76LJ 84995	Stock	0.19		35	Developed Spring
		<u>15.94</u>			

These water rights correspond with your property and can be updated immediately. The previous water right owner's titles along with the current title will be submitted to the local DNRC office. Within a month, J.B. Associates of Montana, LLC will receive confirming documentation from DNRC. The fee for the ownership update is \$70.00. Our office will provide the check for your convenience.

I understand you have additional water right desires for your parcels, including a pond and possibly a microhydro power plant. I'm looking forward to starting this work. Please don't hesitate to contact Marc or myself at (406) 752-2025 if you have any questions.

Sincerely,

Mikel Siemens, EI
Staff Engineer

PO Box 1579 or 484 N Main St
Kalispell, MT 59903-1579

Phone: 406-752-2025 Fax: 406-257-4125 Email: info@rlkhydro.com

cc file

Enclosure(s)

DNRC Water Right Ownership Update

Vicinity Map

Copy of original Water Rights

Historical Title Barbara Fitzwater

Current Title for J. B. Associates of Montana, LLC

Copy of DNRC Ownership Update Letter