

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 30014458 GROUND WATER CERTIFICATE

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: KATHLEEN M POLANCHEK
PO BOX 144
LAKESIDE, MT 59922

BRENT A POLANCHEK
PO BOX 144
LAKESIDE, MT 59922

Priority Date: MARCH 15, 2005 at 01:00 P.M.

Enforceable Priority Date: MARCH 15, 2005 at 01:00 P.M.

Purpose (use): DOMESTIC

Maximum Flow Rate: THIS RIGHT IS LIMITED TO THE ACTUAL AMOUNT USED UP TO 35 GALLONS PER MINUTE.

Maximum Volume: THIS RIGHT IS LIMITED TO THE ACTUAL AMOUNT USED UP TO 10 ACRE-FEET.

Source Name: GROUNDWATER

Source Type: GROUNDWATER

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		NWNWSE	33	28N	21W	FLATHEAD

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Survey Tract: 2A

Well Depth: 180.00 FEET

Static Water Level: 42.00 FEET

Casing Diameter: 6.00 INCHES

Purpose (Use): DOMESTIC

Households:

Volume:

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			NWNWSE	33	28N	21W	FLATHEAD

THE PLACE OF USE IS LOCATED IN TRACT 2A.

Geocodes/Valid: 07-3966-33-4-01-01-0000 - Y

Remarks:

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 28007 RECEIVED 01/05/2006.

OWNERSHIP UPDATE TYPE DOR # 151480 RECEIVED 06/30/2016.

OWNERSHIP UPDATE TYPE DOR # 162537 RECEIVED 07/12/2017.

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 47136-00 GROUND WATER CERTIFICATE
Version: 1 – ORIGINAL RIGHT

Version Status: ACTIVE

Owners: BRENT A POLANCHEK
PO BOX 144
LAKESIDE, MT 59922

KATHLEEN M POLANCHEK
PO BOX 144
LAKESIDE, MT 59922

Priority Date: APRIL 15, 1982 at 11:52 A.M.
Enforceable Priority Date: APRIL 15, 1982 at 11:52 A.M.

Purpose (use): COMMERCIAL
Maximum Flow Rate: 18.00 GPM
Maximum Volume: 1.60 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		NWNWSE	33	28N	21W	FLATHEAD	

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: WELL

Purpose (Use): COMMERCIAL
Volume: 1.60 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			NWNWSE	33	28N	21W	FLATHEAD

Geocodes/Valid: 07-3966-33-4-01-01-0000 - Y

Remarks:

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

47136-00 106807-00

ASSOCIATED RIGHT

THIS WATER RIGHT IS ASSOCIATED WITH WATER RIGHT NO. C106807-76LJ. THEY SHARE THE SAME WELL.

OWNERSHIP UPDATE RECEIVED

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/22/99.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 28007 RECEIVED 01/05/2006.
OWNERSHIP UPDATE TYPE DOR # 107621 RECEIVED 12/26/2012.
OWNERSHIP UPDATE TYPE DOR # 151961 RECEIVED 06/30/2016.
OWNERSHIP UPDATE TYPE DOR # 162537 RECEIVED 07/12/2017.

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 7511-00 STATEMENT OF CLAIM

Version: 1 – ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

BRENT A POLANCHEK
PO BOX 144
LAKESIDE, MT 59922

BALDRIDGE, SUMMERFIELD C LIVING TRUST
PO BOX 607
WHITEFISH, MT 59937

HAIG HOUSE INVESTMENTS LLC
12068 RIPPLING WATERS RD
BIGFORK, MT 59911-5809

G4 KAL-SOUTH II PROPERTIES LLC
75 SCULPTORS WAY
HAMILTON TOWNSHIP, NJ 08690

KALISPELL, CITY OF
PO BOX 1997
KALISPELL, MT 59903-1997

KATHLEEN M POLANCHEK
PO BOX 144
LAKESIDE, MT 59922

Priority Date: JULY 23, 1953

Enforceable Priority Date: JULY 23, 1953

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 2.27 CFS

THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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: 60.00

Source Name: ASHLEY CREEK

Source Type: SURFACE WATER

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		NWSE	SE	33	28N	21W	FLATHEAD

Period of Diversion: APRIL 15 TO SEPTEMBER 30

Diversion Means: PUMP

Period of Use: APRIL 15 to SEPTEMBER 30

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	60.00		SE	SE	33	28N	21W	FLATHEAD

Total: 60.00

Geocodes/Valid:

07-3966-33-4-01-01-0000 - Y	07-3966-33-4-01-15-0000 - Y
07-3966-33-4-03-01-0000 - Y	07-3966-33-4-03-05-0000 - Y
07-3966-33-4-03-07-0000 - Y	07-3966-33-4-03-09-0000 - Y
07-3966-33-4-03-11-0000 - Y	07-3966-33-4-03-15-0000 - Y
07-3966-33-4-03-19-0000 - Y	07-3966-33-4-03-21-0000 - Y
07-3966-33-4-03-23-0000 - Y	07-3966-33-4-03-25-0000 - Y

07-3966-33-4-03-27-0000 - Y	07-3966-33-4-03-29-0000 - Y
07-3966-33-4-03-31-0000 - Y	07-3966-33-4-03-33-0000 - Y
07-3966-33-4-03-35-0000 - Y	07-3966-33-4-03-37-0000 - Y
07-3966-33-4-03-39-0000 - Y	

Remarks:

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.

7511-00 7512-00

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 24228 RECEIVED 08/03/2004.
OWNERSHIP UPDATE TYPE DOR # 83554 RECEIVED 12/08/2010.
OWNERSHIP UPDATE TYPE 608 # 95007 RECEIVED 12/22/2011.
OWNERSHIP UPDATE TYPE DOR # 106294 RECEIVED 12/26/2012.
OWNERSHIP UPDATE TYPE DOR # 122372 RECEIVED 04/18/2014.
OWNERSHIP UPDATE TYPE DOR # 151480 RECEIVED 06/30/2016.
OWNERSHIP UPDATE TYPE DOR # 148851 RECEIVED 10/31/2016.
OWNERSHIP UPDATE TYPE DOR # 159733 RECEIVED 04/18/2017.
OWNERSHIP UPDATE TYPE DOR # 162537 RECEIVED 07/12/2017.
OWNERSHIP UPDATE TYPE DOR # 193918 RECEIVED 04/01/2019.

AS OF 11/29/2011 , THIS WATER RIGHT APPEARS TO BE OWNED BY MONTANA VENTURES PARTNERS, FUN WAREHOUSES II LLC, DCP KALISPELL LLC, MT MACK LLC, GLACIER INVESTMENT PROPERTIES, & ALEX J. & KRISTIN GALLEGOS.

THE FLATHEAD COUNTY WATER RESOURCES SURVEY (1965) APPEARS TO INDICATE 51.53 ACRES IRRIGATED BY WATER DIVERTED FROM ASHLEY CREEK.

THE CLAIMED PLACE OF USE COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.