

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: 76G 92049-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: WEST SIDE DITCH CO
% RICK CLINE
1644 GREENHOUSE RD
DEER LODGE, MT 59722

Priority Date: NOVEMBER 4, 1900

Enforceable Priority Date: NOVEMBER 4, 1900

Type of Historical Right: DECREED

Purpose (use): STOCK

Maximum Flow Rate:

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: LITTLE MODESTY CREEK

Source Type: SURFACE WATER

THE LOWER PORTION OF LITTLE MODESTY CREEK WHERE THE POINT OF DIVERSION OF THIS CLAIM IS LOCATED, IS KNOWN LOCALLY AS DRY MODESTY CREEK/QUINLAN SLOUGH. SEE CASE NO. 2288 POWELL COUNTY, MONTANA AND WEST SIDE DITCH CO. VS. BENNETT, 106 MT. 422, 78 P2D. 78 (1938).

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 | | NESWNE | 20 | 6N | 9W | DEER LODGE |

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: WESTSIDE DITCH

DITCH NAME: WEST SIDE DITCH

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 | | | N2N2 | 5 | 7N | 9W | POWELL |
| 2 | | | SE | 5 | 7N | 9W | POWELL |
| 3 | | | S2NW | 7 | 7N | 9W | POWELL |
| 4 | | | SE | 7 | 7N | 9W | POWELL |
| 5 | | | SW | 7 | 7N | 9W | POWELL |
| 6 | | | NE | 8 | 7N | 9W | POWELL |
| 7 | | | SE | 8 | 7N | 9W | POWELL |
| 8 | | | W2SW | 16 | 7N | 9W | POWELL |
| 9 | | | | 17 | 7N | 9W | POWELL |
| 10 | | | S2SE | 18 | 7N | 9W | POWELL |
| 11 | | | NE | 19 | 7N | 9W | POWELL |
| 12 | | | NW | 19 | 7N | 9W | POWELL |
| 13 | | | N2S2 | 19 | 7N | 9W | POWELL |
| 14 | | | NE | 20 | 7N | 9W | POWELL |
| 15 | | | NW | 20 | 7N | 9W | POWELL |
| 16 | | | SE | 20 | 7N | 9W | POWELL |
| 17 | | | N2SE | 20 | 7N | 9W | POWELL |
| 18 | | | NWSW | 20 | 7N | 9W | POWELL |
| 19 | | | W2NW | 21 | 7N | 9W | POWELL |
| 20 | | | W2E2 | 29 | 7N | 9W | POWELL |
| 21 | | | E2 | 29 | 8N | 9W | POWELL |
| 22 | | | NE | 32 | 8N | 9W | POWELL |
| 23 | | | SE | 32 | 8N | 9W | POWELL |
| 24 | | | W2 | 32 | 8N | 9W | POWELL |

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> |
|-----------|--------------|-----------------|----------------|------------|------------|------------|---------------|
|-----------|--------------|-----------------|----------------|------------|------------|------------|---------------|

Geocodes/Valid: -- NO VALID GEOCODES --

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.

92049-00 92050-00

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