

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:** 76GJ 101696-00 STATEMENT OF CLAIM  
**Version:** 2 -- REEXAMINED

**Version Status:** ACTIVE

**Owners:** MONTANA ENVIRONMENTAL CUSTODIAL TRUST  
MONTANA ENVIRONMENTAL TRUST GROUP LLC TRUSTEE  
PO BOX 1390  
HELENA, MT 59624-1390  
  
MARC WEINREICH  
P O BOX 1390  
HELENA, MT 59624

**Priority Date:** SEPTEMBER 17, 1886

**Enforceable Priority Date:** SEPTEMBER 17, 1886

**Type of Historical Right:** USE

**Purpose (use):** MINING

**Maximum Flow Rate:** 150.00 GPM

**Maximum Volume:** THIS RIGHT IS LIMITED TO THE VOLUME OF WATER HISTORICALLY USED FOR MINING PURPOSES.  
THIS USE MAY CONSUME SOME WATER, BUT UNTIL THAT AMOUNT IS QUANTIFIED, IT IS PRESUMED THAT THE USE IS NON-CONSUMPTIVE.

**Source Name:** LOWER WILLOW 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		SWSENE	18	8N	14W	GRANITE

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** BLACK PINE MINE DITCH NO. 2

**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			NESESE	7	8N	14W	GRANITE

**Geocodes/Valid:** 46-1673-07-1-01-02-MINE - Y

**Remarks:**

THE OVERFLOW FROM THE STORAGE TANK MUST BE PIPED SO THAT IT FLOWS INTO THE LOWER WILLOW CREEK DRAINAGE AND THE WATER FORM THE ADIT MUST CONTINUE TO BE PUMPED SO THAT IT FLOWS INTO THE SOUTH WILLOW CREEK DRAINAGE.

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

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 85617 RECEIVED 12/09/2009.

IT APPEARS POINT OF DIVERSION NO. 1 MAY BE INCORRECT. THE EXISTENCE OF A DIVERSION FACILITY AND CONVEYANCE DITCH CANNOT BE CONFIRMED FROM AVAILABLE DATA.

DITCH NAME MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.