

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:** 41H 6701-00 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:** JOSEPH H DELANEY  
5736 63RD AVE NE  
SEATTLE, WA 98105-2040

BARBARA S DELANEY  
5736 63RD AVE NE  
SEATTLE, WA 98105-2040

SPAULDING BROOK RANCH LLC  
PO BOX 3111  
BOZEMAN, MT 59772-3111

ANDY DOUMA  
3811 W CREEK RD  
BELGRADE, MT 59714

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

**Priority Date:** MARCH 18, 1924

**Enforceable Priority Date:** MARCH 18, 1924

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 1.88 CFS

**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:** 495.00

**Source Name:** WEST GALLATIN RIVER

**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		SESWSE	19	1N	4E	GALLATIN

**Period of Diversion:** APRIL 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

**Ditch Name:** LOWER CREAMERY DITCH

**Period of Use:** APRIL 1 to SEPTEMBER 30

**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	80.00		W2SW	5	1N	4E	GALLATIN
2	60.00		E2SW	5	1N	4E	GALLATIN
3	60.00		W2SW	5	1N	4E	GALLATIN
4	125.00		SE	6	1N	4E	GALLATIN
5	90.00		SW	6	1N	4E	GALLATIN
6	80.00		S2NW	6	1N	4E	GALLATIN
<b>Total:</b>	495.00						

**Geocodes/Valid:** -- NO VALID GEOCODES --

**Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY ORDER OF THE MONTANA WATER COURT GRANTING A MOTION TO AMEND FILED UNDER SECTION 85-2-233(6)MCA: PLACE OF USE AND ACRES IRRIGATED. 8030 ANDERSON, OTTO WEST GALLATIN RIVER 1924/03/18 75 112B 41H-WEST GALLATIN RIVER STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

**Remarks:**

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 11147 RECEIVED 10/23/2003.

OWNERSHIP UPDATE TYPE 608 # 13009 RECEIVED 03/02/2004.