

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:** 76H 111251-00 STATEMENT OF CLAIM  
**Version:** 4 -- CHANGE AUTHORIZATION  
**Version Status:** ACTIVE

THIS AUTHORIZATION IS LIMITED TO THE AMOUNT OF THE HISTORIC USE RECOGNIZED BY THE DEPARTMENT IN THIS PROCEEDING AS SUBJECT TO CHANGE, AND WILL THEREAFTER NOT EXCEED THAT AMOUNT. IF THE HISTORIC USE IS REDUCED UNDER ADJUDICATION PROCEEDINGS PURSUANT TO TITLE 85, CHAPTER 2, PART 2, MCA, THIS AUTHORIZATION WILL BE LIMITED TO A LESSER AMOUNT.

**Owners:** TIN CUP WATER & SEWER DISTRICT  
PO BOX 292  
DARBY, MT 59829

**Priority Date:** AUGUST 20, 1906  
**Enforceable Priority Date:** AUGUST 20, 1906

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

**Maximum Flow Rate:** NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

**Maximum Volume:** 1,500.00 AC-FT  
**Climatic Area:** 3 - MODERATE

**Maximum Acres:** 2,219.00

**Source Name:** TIN CUP 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		NESE	1	2N	23W	RAVALLI

**Period of Diversion:** JULY 1 TO SEPTEMBER 30  
**Diversion Means:** DAM

CX01 MCINTOSH-MORELLO LOWLINE DITCH (STORAGE) LOCATED IN THE SWSWSW OF SECTION 16, TWP 3N, RGE 21W.

CX01 FORD-HOLLISTER HIGHLINE DITCH (STORAGE) LOCATED IN THE SENWNW OF SECTION 21, TWP 3N, RGE 21W.

CX01 CHAFFIN-WHINNERY DITCH (STORAGE) LOCATED IN THE NWSNW OF SECTION 21, TWP 3N, RGE 21W.

CX01 CLICK-MATTESON DITCH (STORAGE) LOCATED IN THE SWNESE OF SECTION 21, TWP 3N, RGE 21W.

TIN CUP CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER RELEASED FROM TIN CUP LAKE TO SECONDARY POINTS OF DIVERSION IN THE SWSWSW OF SECTION 16, THE SENWNW OF SECTION 21, THE NWSNW OF SECTION 21, AND THE SWNESE OF SECTION 21 ALL IN TWP 03N RGE 21W RAVALLI COUNTY.

**Reservoir:** ON STREAM **Reservoir Name** TIN CUP LAKE  
**Govt Lot** **Qtr Sec** **Sec** **Twp** **Rge** **County**  
NESE 1 2N 23W RAVALLI

**Diversion to Reservoir:** DIVERSION # 1  
**Current Capacity:** 2,600.00 ACRE-FEET

**Period of Use:** JULY 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	11.00		W2NENE	3	3N	21W	RAVALLI
2	6.00		W2SENE	3	3N	21W	RAVALLI
3	80.00		W2NE	3	3N	21W	RAVALLI
4	155.00		NW	3	3N	21W	RAVALLI
5	160.00		SW	3	3N	21W	RAVALLI

**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>
6	40.00		NWSE	3	3N	21W	RAVALLI
7	24.00		SWSE	3	3N	21W	RAVALLI
8	10.00		N2SESE	3	3N	21W	RAVALLI
9	22.00		NESE	3	3N	21W	RAVALLI
10	20.00		SENE	4	3N	21W	RAVALLI
11	33.00		NESE	4	3N	21W	RAVALLI
12	12.00		NWSE	4	3N	21W	RAVALLI
13	80.00		S2SE	4	3N	21W	RAVALLI
14	24.00		SESW	4	3N	21W	RAVALLI
15	2.00		SESWSW	4	3N	21W	RAVALLI
16	92.00		SW	9	3N	21W	RAVALLI
17	160.00		SE	9	3N	21W	RAVALLI
18	128.00		NE	9	3N	21W	RAVALLI
19	108.00		NW	9	3N	21W	RAVALLI
20	53.00		W2NW	10	3N	21W	RAVALLI
21	80.00		W2SW	10	3N	21W	RAVALLI
22	64.00		W2NW	15	3N	21W	RAVALLI
23	85.00		SW	15	3N	21W	RAVALLI
24	39.00		SWSE	15	3N	21W	RAVALLI
25	320.00		E2	16	3N	21W	RAVALLI
26	61.00		E2NE	21	3N	21W	RAVALLI
27	4.00		NESE	21	3N	21W	RAVALLI
28	160.00		NW	22	3N	21W	RAVALLI
29	52.00		N2SW	22	3N	21W	RAVALLI
30	1.00		NWSWSW	22	3N	21W	RAVALLI
31	80.00		N2NE	22	3N	21W	RAVALLI
32	43.00		S2NE	22	3N	21W	RAVALLI
33	10.00		SENE	8	3N	21W	RAVALLI
<b>Total:</b>	2,219.00						

THE MAXIMUM NUMBER OF IRRIGATED ACRES FOR ONE IRRIGATION SEASON FOR WATER RIGHT CLAIMS W111251-00, W111254-00, W111255-00, W111256-00, AND W111258-00 IS 1,607.00 ACRES.

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

**Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

111251-00 111252-00 111254-00 111255-00 111256-00 111258-00

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.

108846-00 111251-00

APPLICATION TO CHANGE THE POU RECEIVED 06/30/98. SEE 76H-G(W)108840-00.

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. 108846-00, 111251-00.