

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 116635-00 STATEMENT OF CLAIM  
**Version:** 2 -- POST DECREE  
**Version Status:** ACTIVE

**Owners:** JESSIE H CAVILL  
641 SUNSET W  
VICTOR, MT 59875-9566

ROY C MEYER JR  
20755 BENZ RD  
SAUGUS, CA 91350

DARRELL E CAVILL  
641 SUNSET W  
VICTOR, MT 59875-9566

CHARLIE ROBERTS  
PO BOX 1384  
VICTOR, MT 59875

LISA ROBERTS  
PO BOX 1384  
VICTOR, MT 59875

THOMAS L PAYNE  
PO BOX 2855  
MISSOULA, MT 59806

CHARLOTTE P RICHARDS  
553 SUNSET WEST  
VICTOR, MT 59875

SCOTT J RICHARDS  
553 SUNSET WEST  
VICTOR, MT 59875

DAVID HARMAN  
106 TOM SWAMP RD  
HAMDEN, CT 06518-1111

MARTINA A HARMAN  
PO BOX 4319  
HAMDEN, CT 06514-0319

\* OWNERSHIP OF WATER RIGHT CHANGED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE PRELIMINARY DECREE.

TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.

**Priority Date:** APRIL 1, 1904

**Enforceable Priority Date:** APRIL 1, 1904

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 189.84 GPM

**Maximum Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

**Climatic Area:** 2 - MODERATELY HIGH

**Maximum Acres:** 27.49

**Source Name:** SWEATHOUSE CREEK

**Source Type:** SURFACE WATER

**Point of Diversion and Means of Diversion:**

ID                      Govt Lot                      Qtr Sec                      Sec                      Twp                      Rge                      County

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNW	28	8N	21W	RAVALLI

**Period of Diversion:** APRIL 1 TO AUGUST 1

**Diversion Means:** HEADGATE

**Ditch Name:** BLAKE-HIGHLINE DITCH

WATER DIVERTED FROM SWEATHOUSE CREEK IS CONVEYED TO LITTLE SMITH CREEK WHICH IS USED AS A NATURAL CARRIER TO CONVEY WATER TO THE PLACE OF USE.

DITCH NAME: BLAKE-HIGHLINE DITCH

**Period of Use:** APRIL 1 to AUGUST 1

**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	6.82		NENE	26	8N	21W	RAVALLI
2	5.53		NENE	26	8N	21W	RAVALLI
3	4.57		NENE	26	8N	21W	RAVALLI
4	1.58		NENE	26	8N	21W	RAVALLI
5	1.58		SENE	26	8N	21W	RAVALLI
6	1.61	1	SENE	26	8N	21W	RAVALLI
7	1.60	2	SENE	26	8N	21W	RAVALLI
8	4.00	3	SENE	26	8N	21W	RAVALLI
<b>Total:</b>	27.29						

LOTS A, B, C, AND D ARE LOCATED IN CERTIFICATE OF SURVEY NO. 2158.  
LOTS 1, 2, AND 3 ARE LOCATED IN SALISH SUNSET WEST SUBDIVISION.

<b>Geocodes/Valid:</b>	13-1665-26-1-01-11-0000 - Y	13-1665-26-1-01-12-0000 - Y
	13-1665-26-1-01-13-0000 - Y	13-1665-26-1-01-14-0000 - Y
	13-1665-26-1-01-15-0000 - Y	13-1665-26-1-01-20-0000 - Y
	13-1665-26-1-01-21-0000 - Y	

**Remarks:**

THE MAXIMUM ACRES WERE AMENDED BY THE CLAIMANT ON 05/16/85.

THIS CLAIM IS SUBJECT TO THE TERMS OF A STIPULATION FILED WITH THE MONTANA WATER COURT ON APRIL 16, 2004. THIS STIPULATION ADDRESSES THE ROTATIONAL USE AND TOTAL CAPACITY OF THE BLAKE-HIGHLINE DITCH. SEE THE CLAIM FILE OR WATER COURT CASE FILES 76HF-193, 76HF-199, 76HF-202, OR 76HF-205 FOR MORE INFORMATION.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/03/85.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/11/93.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/03/85.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/11/93.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/29/98.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 49727 RECEIVED 10/15/2007.

OWNERSHIP UPDATE TYPE DOR # 81642 RECEIVED 10/16/2008.

OWNERSHIP UPDATE TYPE DOR # 81641 RECEIVED 12/22/2008.

OWNERSHIP UPDATE TYPE DOR # 92484 RECEIVED 07/29/2010.

OWNERSHIP UPDATE TYPE DOR # 92345 RECEIVED 05/23/2011.