

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 133644-00 STATEMENT OF CLAIM

**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** WHALEN, EMMETTE T TRUST  
BETTY WHALEN TRUSTEE  
451 LITTLE BASIN CREEK RD  
BUTTE, MT 59701-9612

SCOTT RAGSDALE  
PO BOX 38  
BRADY, MT 59416-0038

IRENE M CHESSMORE  
5797 GREENHOUSE RD  
DEER LODGE, MT 59722-8744

DEBBIE E HOLLAND  
689 GREENHOUSE RD  
DEER LODGE, MT 59722

THE PLACE OF USE OF THIS RIGHT WAS ALSO CLAIMED BY THE CLAIMANTS OF FILE NO. W090720-00. THE WATER COURT DECREES THIS RIGHT AND MAKES ALL CLAIMS A MATTER OF RECORD.

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

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

**Priority Date:** JUNE 19, 1889

**Enforceable Priority Date:** JUNE 19, 1889

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 25.00 CFS

**Maximum Volume:**

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 398.00

**Source Name:** CLARK FORK 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		NWNWSE	20	6N	9W	DEER LODGE

**Period of Diversion:** APRIL 15 TO NOVEMBER 4

**Diversion Means:** HEADGATE

**Period of Use:** APRIL 15 to NOVEMBER 4

**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	30.00		E2NE	5	6N	9W	POWELL
2	288.00		W2	4	6N	9W	POWELL
3	80.00		N2NW	9	6N	9W	POWELL
<b>Total:</b>	398.00						

**Geocodes/Valid:** 28-1483-04-1-01-01-0000 - Y 28-1483-04-3-01-01-0000 - Y

28-1483-05-1-01-01-0000 - Y 28-1483-09-1-01-05-0000 - Y

**Remarks:**

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**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.

133642-00 133643-00 133644-00 133646-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/15/89.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/18/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/26/94.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 108452 RECEIVED 12/07/2012.

OWNERSHIP UPDATE TYPE DOR # 129496 RECEIVED 09/26/2014.