

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 136928-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:**  
GARY P KAHL  
5005 PATTEE CANYON RD  
MISSOULA, MT 59803  
KATHERINE J KAHL  
5005 PATTEE CANYON RD  
MISSOULA, MT 59803

**Priority Date:** JULY 1, 1893  
**Enforceable Priority Date:** JULY 1, 1893

**Type of Historical Right:** DECREED

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

**Maximum Flow Rate:** 170.54 GPM

**Maximum Volume:**  
**Climatic Area:** 3 - MODERATE

**Maximum Acres:** 6.62

**Source Name:** DEER 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		NWNE	7	12N	18W	MISSOULA

**Period of Diversion:** APRIL 1 TO NOVEMBER 4  
**Diversion Means:** HEADGATE

**Period of Use:** APRIL 1 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	4.62		E2E2NE	1	12N	19W	MISSOULA
2	2.00		SWSWNW	6	12N	18W	MISSOULA
<b>Total:</b>	6.62						

**Geocodes/Valid:** 04-2094-06-1-01-03-0000 - Y      04-2094-06-1-01-05-0000 - Y

**Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.  
NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/10/93.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THESE CLAIMS, SHALL NOT EXCEED THE 50 MINERS INCHES AS DECREED IN CASE NO. 2830, MISSOULA COUNTY. AT THIS TIME THE COURT MAKES NO DETERMINATION OF CORRECT PREDECESSORS IN INTEREST OR THE CORRECT DIVISION OF THIS WATER AMONG CLAIMANTS. W027605-00, W136928-00, W107582-00, W120952-00, W103865-00 AND W101730-00.

THE TIMELY FILED OBJECTIONS TO THIS CLAIM WERE AMENDED BY AGREEMENT OF THE PARTIES TO INCLUDE PRIORITY DATE. BECAUSE THIS ELEMENT WAS NOT INCLUDED ON THE TEMPORARY PRELIMINARY DECREE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THIS CHANGE MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRLIMINARY DECREE.