

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:** 41I 211743-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE  
**Late Claim:** B

**Owners:** WILLIAM G GEHRING  
5601 W LINCOLN RD  
HELENA, MT 59602-9419

**Priority Date:** JULY 15, 1865

**Enforceable Priority Date:** JUNE 30, 1973

CLAIM FILED LATE 05/15/86 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

**Type of Historical Right:** DECREED

**Purpose (use):** STOCK

**Maximum Flow Rate:**

NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM.

**Maximum Volume:** THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

**Source Name:** SILVER 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		SWNWNE	7	11N	4W	LEWIS AND CLARK

**Period of Diversion:** MARCH 1 TO OCTOBER 31  
**Diversion Means:** HEADGATE  
**Ditch Name:** GEHRING DITCH NO. 1

2		NESWNE	7	11N	4W	LEWIS AND CLARK
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**Period of Diversion:** MARCH 1 TO OCTOBER 31  
**Diversion Means:** HEADGATE  
**Ditch Name:** GEHRING DITCH NO. 2

3		NENWNE	17	11N	4W	LEWIS AND CLARK
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**Period of Diversion:** MARCH 1 TO OCTOBER 31  
**Diversion Means:** HEADGATE  
**Ditch Name:** J. HARDIE DITCHES NO. 2

4		NWSENE	17	11N	4W	LEWIS AND CLARK
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**Period of Diversion:** MARCH 1 TO OCTOBER 31  
**Diversion Means:** HEADGATE  
**Ditch Name:** J. HARDIE DITCHES NO. 1

**Period of Use:** MARCH 1 to OCTOBER 31

**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			SENE	7	11N	4W	LEWIS AND CLARK
2			SWNW	8	11N	4W	LEWIS AND CLARK
3			SW	8	11N	4W	LEWIS AND CLARK
4			NE	17	11N	4W	LEWIS AND CLARK

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

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**Remarks:**

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.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/13/93.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 99075 RECEIVED 05/17/2012.

CLAIM FILED LATE 05/15/86 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.

AT THE TIME OF THE CLAIMED PRIORITY DATE, IT APPEARS THAT THE PLACE OF USE WAS PART OF AN INDIAN RESERVATION.