

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 99234-00 STATEMENT OF CLAIM

**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:**

TERRY S MOORE  
437 HUDSON LN  
VICTOR, MT 59875

DEIDRE MOORE  
437 HUDSON LN  
VICTOR, MT 59875

DEAN A JACKSON  
750 STONE CREEK LOOP  
CORVALLIS, MT 59828

PATRICIA A JACKSON  
750 STONE CREEK LOOP  
CORVALLIS, MT 59828

BRADLEY W BURGESS  
PO BOX 6  
HAMILTON, MT 59840

FRANCES C DUNBAR  
579 STONE CREEK LOOP  
CORVALLIS, MT 59828-9373

ROBERT J DUNBAR  
579 STONE CREEK LOOP  
CORVALLIS, MT 59828-9373

RONALD MARQUEZ  
960 JOY ST  
CORVALLIS, MT 59828

JACKIE MARQUEZ  
960 JOY ST  
CORVALLIS, MT 59828

CLARK G KERR JR  
758 STONE CREEK LOOP  
CORVALLIS, MT 59828

DEBORAH R CLISE  
758 STONE CREEK LOOP  
CORVALLIS, MT 59828

GAMMELL, STEVEN R & DELORES TRUST  
610 STONE CREEK LOOP  
CORVALLIS, MT 59828

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

**Priority Date:** DECEMBER 31, 1939

**Enforceable Priority Date:** DECEMBER 31, 1939

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 5.63 CFS

**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:** 150.00

**Source Name:** UNNAMED TRIBUTARY OF CHARLEYS GULCH

**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		SWNE	13	6N	20W	RAVALLI

**Period of Diversion:** MAY 1 TO OCTOBER 1

**Diversion Means:** HEADGATE

**Period of Use:** MAY 1 to OCTOBER 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	80.00		S2NW	11	6N	20W	RAVALLI
2	40.00		NESW	11	6N	20W	RAVALLI
3	20.00		E2NWSW	11	6N	20W	RAVALLI
4	5.00		NWNWSW	11	6N	20W	RAVALLI
5	5.00		SWNWSW	11	6N	20W	RAVALLI
<b>Total:</b>	150.00						

<u>Geocodes/Valid:</u>	<u>13-1468-11-2-02-01-0000 - Y</u>	<u>13-1468-11-2-02-04-0000 - Y</u>
	13-1468-11-2-02-05-0000 - Y	13-1468-11-2-02-06-0000 - Y
	13-1468-11-2-02-07-0000 - Y	13-1468-11-2-02-08-0000 - Y
	13-1468-11-2-02-09-0000 - Y	13-1468-11-2-02-10-0000 - Y
	13-1468-11-2-02-11-0000 - Y	13-1468-11-2-02-12-0000 - Y
	13-1468-11-2-02-15-0000 - Y	13-1468-11-2-02-16-0000 - Y
	13-1468-11-2-02-17-0000 - Y	13-1468-11-2-02-18-0000 - Y

**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.

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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 11/15/88.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/26/93.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/01/94.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 15330 RECEIVED 07/14/2004.  
 OWNERSHIP UPDATE TYPE 608 # 24765 RECEIVED 09/02/2005.  
 OWNERSHIP UPDATE TYPE 608 # 32110 RECEIVED 03/13/2006.  
 OWNERSHIP UPDATE TYPE 608 # 42944 RECEIVED 11/24/2006.  
 OWNERSHIP UPDATE TYPE 608 # 42945 RECEIVED 11/27/2006.  
 OWNERSHIP UPDATE TYPE 608 # 43016 RECEIVED 11/30/2006.  
 OWNERSHIP UPDATE TYPE 608 # 43152 RECEIVED 12/07/2006.  
 OWNERSHIP UPDATE TYPE 608 # 43587 RECEIVED 12/28/2006.  
 OWNERSHIP UPDATE TYPE 608 # 44665 RECEIVED 02/28/2007.  
 OWNERSHIP UPDATE TYPE 608 # 44667 RECEIVED 02/28/2007.  
 OWNERSHIP UPDATE TYPE 608 # 44666 RECEIVED 02/28/2007.  
 OWNERSHIP UPDATE TYPE 608 # 45275 RECEIVED 04/03/2007.  
 OWNERSHIP UPDATE TYPE 608 # 45832 RECEIVED 04/27/2007.  
 OWNERSHIP UPDATE TYPE DOR # 82644 RECEIVED 07/29/2009.  
 OWNERSHIP UPDATE TYPE DOR # 92365 RECEIVED 07/28/2010.  
 OWNERSHIP UPDATE TYPE DOR # 92167 RECEIVED 12/03/2010.  
 OWNERSHIP UPDATE TYPE DOR # 93789 RECEIVED 05/25/2011.  
 OWNERSHIP UPDATE TYPE DOR # 129439 RECEIVED 10/23/2014.

**Remarks:**

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT APPEAR TO BE DUPLICATE FILINGS. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

99233-00      99234-00

IT APPEARS POINT OF DIVERSION NO. 1 MAY BE INCORRECT. THE EXISTENCE OF A DIVERSION FACILITY AND CONVEYANCE DITCH CANNOT BE CONFIRMED FROM AVAILABLE DATA.

WATER IS NOT DIVERTED FROM THE SOURCE CLAIMED. IT APPEARS THAT NO HISTORICAL APPROPRIATION HAS OCCURRED FROM THE CLAIMED SOURCE.

A REQUEST TO WITHDRAW STATEMENT OF CLAIM WAS SUBMITTED ON 01/22/2007, 01/29/2007, 02/05/2007, AND 02/12/2007 REQUESTING TO WITHDRAW THE CLAIM. THE WITHDRAW HAS NOT BEEN IMPLEMENTED AS IT HAS NOT BEEN FILED BY ALL OWNERS OF DNRC RECORD.