

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:** 76L 134627-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** MARK H TRACY  
2200 4TH AVE SW  
GREAT FALLS, MT 59404-2614  
  
MISHA TRACY  
2200 4TH AVE SW  
GREAT FALLS, MT 59404-2614  
  
PACK RIVER MANAGEMENT CO  
PO BOX 993  
SANDPOINT, ID 83864  
  
CONFEDERATED SALISH & KOOTENAI TRIBES  
PO BOX 278  
PABLO, MT 59855-0278  
  
DAVID D DELONG  
PO BOX 163  
SAINT IGNATIUS, MT 59865  
  
TYLER R ARLINT  
PO BOX 294  
LAMBERT, MT 59243  
  
WENDY L ARLINT  
PO BOX 294  
LAMBERT, MT 59243  
  
KEITH E RUSH  
PO BOX 2761  
JACKSON, WY 83001  
  
PATRICIA O CONNOR  
PO BOX 2761  
JACKSON, WY 83001  
  
OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

**Priority Date:** AUGUST 19, 1883  
**Enforceable Priority Date:** AUGUST 19, 1883

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** FLOOD  
SUPPLEMENTS FLATHEAD IRRIGATION PROJECT WATER.

**Maximum Flow Rate:** 6.06 CFS  
THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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

**Climatic Area:** 3 - MODERATE

**Maximum Acres:** 160.00

**Source Name:** MISSION 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		SWSWNW	19	18N	19W	LAKE

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** FATHERS DITCH

**Period of Use:** JANUARY 1 to DECEMBER 31

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	160.00		NE	24	18N	20W	LAKE	
<b>Total:</b>	160.00							

<b>Geocodes/Valid:</b>	15-2753-24-2-01-01-0000 - Y	15-2753-24-2-01-03-0000 - Y
	15-2753-24-2-01-04-0000 - Y	15-2753-24-2-01-05-0000 - Y
	15-2753-24-2-01-06-0000 - Y	15-2753-24-2-01-07-0000 - Y
	15-2753-24-2-01-08-0000 - Y	15-2753-24-2-01-09-0000 - Y
	15-2753-24-2-01-10-0000 - Y	

**Remarks:**

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE FLATHEAD INDIAN RESERVATION.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 10/28/1985.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/18/1991.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/07/1988.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 122072 RECEIVED 06/20/2014.

OWNERSHIP UPDATE TYPE DOR # 131840 RECEIVED 03/26/2015.

OWNERSHIP UPDATE TYPE DOR # 136980 RECEIVED 09/11/2015.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 11/24/2009, THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY 10 INDIVIDUAL OWNERS. SEE CLAIM FILE FOR DETAILS.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 15 TO OCTOBER 15.

THE LAKE COUNTY WATER RESOURCES SURVEY ( 1963 ) APPEARS TO INDICATE 15.43 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 1079-94 , DATED 09/24/1979 , APPEARS TO INDICATE 15.43 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.