

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 214186-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Version Status: ACTIVE

Late Claim: B

Owners:

KIM R AUCH
692 US HWY 93 N
HAMILTON, MT 59840

MARTY E AUCH
692 US HWY 93 N
HAMILTON, MT 59840

HARRIET K STEPHENSON
PO BOX 846
CORVALLIS, MT 59828-0846

THOMAS B STEPHENSON
1133 BONNIE PINES LN
HAMILTON, MT 59840

WILLIAM M WHITMIRE
1079 OUTLAW TRAIL
HAMILTON, MT 59840

JEAN E KYLE
1079 OUTLAW TRAIL
HAMILTON, MT 59840

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

Priority Date: APRIL 1, 1884

Enforceable Priority Date: APRIL 1, 1884

CLAIM FILED LATE 09/19/90 . 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): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 212.50 GPM

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: 72.00

Source Name: MILL 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		NWNWNE	4	6N	21W	RAVALLI

Period of Diversion: APRIL 1 TO OCTOBER 31

Diversion Means: HEADGATE

Ditch Name: WALDHERR-MOORE-HINRICKS DITCH

DITCH NAME: WALDHERR-MOORE-HINRICKS DITCH

Period of Use: APRIL 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	72.00		S2NE	34	7N	21W	RAVALLI

Total: 72.00

Geocodes/Valid: 13-1564-34-1-01-20-0000 - Y

13-1564-34-1-01-36-0000 - Y

13-1564-34-1-01-38-0000 - Y

13-1564-34-1-01-40-0000 - Y

Remarks:

THE COMBINED FLOW OF WATER RIGHTS CONVEYED BY THE WALDHERR-MOORE-HINRICKS DITCH DOES NOT EXCEED 6.6 CFS, EXCEPT DURING PERIODS OF HIGH SPRINGTIME RUNOFF IN MILL CREEK AND DURING PERIODS WHEN STORED WATER FROM MILL CREEK LAKE IS BEING RELEASED INTO MILL CREEK AND CONVEYED BY THE DITCH. DURING THESE PERIODS, THE COMBINED FLOW RATE OF WATER RIGHTS CONVEYED BY THE DITCH MAY REACH 9.5 CFS.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/02/91.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/23/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/30/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/26/96.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/14/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/18/99.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 133623 RECEIVED 06/05/2015.

OWNERSHIP UPDATE TYPE DOR # 149299 RECEIVED 10/03/2016.