

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:** 411 89779-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:**  
RANDY G PLYMALE  
22 LOWER DUCK CREEK RD  
TOWNSEND, MT 59644  
  
WILLIAM C PLYMALE  
157 LOWER GURNETT CREEK RD  
TOWNSEND, MT 59644-9538  
  
DWAIN PLYMALE  
20 LOWER DUCK CREEK RD  
TOWNSEND, MT 59644  
  
CHARLES G PLYMALE  
62 DUCK CREEK RD  
TOWNSEND, MT 59644-9613  
  
PLYMALE REVOCABLE TRUST  
62 DUCK CREEK RD  
TOWNSEND, MT 59644-9613

**Priority Date:** APRIL 1, 1904  
**Enforceable Priority Date:** APRIL 1, 1904

**Type of Historical Right:** DECREED

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

**Maximum Flow Rate:** 1.88 CFS

**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:** 412.00

**Source Name:** DUCK CREEK  
**Source Type:** SURFACE WATER

**Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	13	NWSW	6	8N	3E	BROADWATER

**Period of Diversion:** APRIL 15 TO NOVEMBER 19  
**Diversion Means:** HEADGATE

2	13	NWSW	6	8N	3E	BROADWATER
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**Period of Diversion:** APRIL 15 TO NOVEMBER 19  
**Diversion Means:** HEADGATE

**Ditch Name:** OLD MERRIT DITCH

3		SEWNW	11	8N	2E	BROADWATER
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**Period of Diversion:** APRIL 15 TO NOVEMBER 19  
**Diversion Means:** HEADGATE

**Ditch Name:** PLYMALE DITCH

4		SEWNW	11	8N	2E	BROADWATER
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**Period of Diversion:** APRIL 15 TO NOVEMBER 19  
**Diversion Means:** HEADGATE

**Ditch Name:** PLYMALE DITCH

5		NENENW	11	8N	2E	BROADWATER
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**Period of Diversion:** APRIL 15 TO NOVEMBER 19  
**Diversion Means:** HEADGATE

**Ditch Name:** PLYMALE DITCH

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
6		NENENW	11	8N	2E	BROADWATER

**Period of Diversion:** APRIL 15 TO NOVEMBER 19

**Diversion Means:** HEADGATE

**Ditch Name:** PLYMALE DITCH

7		NESESE	4	8N	2E	BROADWATER
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**Period of Diversion:** APRIL 15 TO NOVEMBER 19

**Diversion Means:** HEADGATE

**Ditch Name:** W. DANIELS DITCH

DITCH NAME FOR DIVERSION NO. 2 IS: OLD MERRIT DITCH

DITCH NAME FOR DIVERSION NO. 3 IS: PLYMALE DITCH

DITCH NAME FOR DIVERSION NO. 7 IS: W. DANIELS DITCH

DITCH NAME FOR DIVERSION NO. 5 IS: PLYMALE DITCH

DITCH NAME FOR DIVERSION NO. 6 IS: PLYMALE DITCH

DITCH NAME FOR DIVERSION NO. 4 IS: PLYMALE DITCH

**Period of Use:** APRIL 15 to NOVEMBER 19

**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	31.00		S2SE	1	8N	2E	BROADWATER
2	10.00		SWSE	2	8N	2E	BROADWATER
3	6.00		E2SESW	2	8N	2E	BROADWATER
4	33.00		E2SE	3	8N	2E	BROADWATER
5	3.00		N2SESE	4	8N	2E	BROADWATER
6	12.00		SWSE	4	8N	2E	BROADWATER
7	3.00		SESESW	4	8N	2E	BROADWATER
8	314.00		E2	10	8N	2E	BROADWATER
<b>Total:</b>	412.00						

**Geocodes/Valid:** 43-1691-01-2-03-01-0000 - Y      43-1691-02-4-03-01-0000 - Y  
43-1691-03-4-02-01-0000 - Y      43-1691-04-3-01-01-0000 - Y  
43-1691-10-1-01-01-0000 - 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.

89768-00    89769-00    89772-00    89773-00    89774-00    89775-00    89776-00  
89777-00    89778-00    89779-00    89780-00    89781-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/01/93.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 102651 RECEIVED 05/16/2012.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT CLAIM OVERLAPPING PLACES OF USE. W015233-00, W015234-00, W089768-00, W089769-00, W089772-00, W089773-00, W089774-00, W089775-00, W089776-00, W089777-00, W089778-00, W089779-00, W089780-00, W089781-00, W113610-00.

THE BROADWATER COUNTY WATER RESOURCES SURVEY (1956) APPEARS TO INDICATE 376.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE IS IN QUESTION. THE PLACE OF USE DESCRIBED IN CASE NO. 2047, BROADWATER COUNTY, IS INCONSISTENT WITH THE CLAIMED PLACE OF USE.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.