

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: 76G 92050-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: WEST SIDE DITCH CO
% RICK CLINE
1644 GREENHOUSE RD
DEER LODGE, MT 59722

Priority Date: NOVEMBER 4, 1900

Enforceable Priority Date: NOVEMBER 4, 1900

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 5.00 CFS

COMBINED FLOW RATE FOR CLAIMS NO. W092050-00, W092052-00, W092053-00, AND W092055-00 IS LIMITED TO THE HISTORIC CAPACITY OF THE DIVERSION STRUCTURE AND THE CONVEYANCE SYSTEM.

Maximum Volume:

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 3,140.00

Source Name: LITTLE MODESTY CREEK

Source Type: SURFACE WATER

THE LOWER PORTION OF LITTLE MODESTY CREEK WHERE THE POINT OF DIVERSION OF THIS CLAIM IS LOCATED, IS KNOWN LOCALLY AS DRY MODESTY CREEK/QUINLAN SLOUGH. SEE CASE NO. 2288 POWELL COUNTY, MONTANA AND WEST SIDE DITCH CO VS BENNETT, 106 MT. 422, 78 P2D. 78 (1938).

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		NESWNE	20	6N	9W	DEER LODGE

Period of Diversion: APRIL 1 TO NOVEMBER 19

Diversion Means: HEADGATE

Ditch Name: WESTSIDE DITCH

DITCH NAME: WEST SIDE DITCH

Period of Use: APRIL 1 to NOVEMBER 19

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	38.00		N2N2	5	7N	9W	POWELL
2	120.00		SE	5	7N	9W	POWELL
3	80.00		S2NW	7	7N	9W	POWELL
4	160.00		SE	7	7N	9W	POWELL
5	160.00		SW	7	7N	9W	POWELL
6	120.00		NE	8	7N	9W	POWELL
7	160.00		SE	8	7N	9W	POWELL
8	15.00		W2SW	16	7N	9W	POWELL
9	622.00			17	7N	9W	POWELL
10	50.00		S2SE	18	7N	9W	POWELL
11	160.00		NE	19	7N	9W	POWELL
12	70.00		NW	19	7N	9W	POWELL
13	124.00		N2S2	19	7N	9W	POWELL
14	160.00		NE	20	7N	9W	POWELL
15	160.00		NW	20	7N	9W	POWELL
16	133.00		SE	20	7N	9W	POWELL
17	64.00		SW	20	7N	9W	POWELL
18	40.00		NWSW	20	7N	9W	POWELL
19	51.00		W2NW	21	7N	9W	POWELL
20	122.00		W2E2	29	7N	9W	POWELL
21	178.00		W2	29	8N	9W	POWELL

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>
22	113.00		NE	32		8N	9W	POWELL
23	72.00		SE	32		8N	9W	POWELL
24	168.00		W2	32		8N	9W	POWELL
Total:	3,140.00							

Geocodes/Valid: -- NO VALID GEOCODES --

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE.

91580-00 92050-00 92052-00 92053-00 92054-00 92055-00

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.

92049-00 92050-00

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

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. W092050-00, W092052-00, W092053-00, W092055-00.