

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:** 76F 97928-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** WALES BROTHERS  
% ROBERT E MEYER & JAMES B HASTY  
4320 VAN KARMAN AVE  
NEWPORT BEACH, CA 92660-2004

**Priority Date:** JUNE 1, 1887  
**Enforceable Priority Date:** JUNE 1, 1887

**Type of Historical Right:** DECREED

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

**Maximum Flow Rate:** 1.10 CFS

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

**Climatic Area:** 5 - LOW

**Maximum Acres:** 215.00

**Source Name:** FIVEMILE 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		S	SENE	9	12N	12W POWELL

**Period of Diversion:** MARCH 15 TO NOVEMBER 15  
**Diversion Means:** HEADGATE  
**Ditch Name:** SECTION 9 DITCH B

2		SE	NENW	9	12N	12W POWELL
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**Period of Diversion:** MARCH 15 TO NOVEMBER 15  
**Diversion Means:** HEADGATE  
**Ditch Name:** JACOBSON DITCH D

3		SE	NENW	9	12N	12W POWELL
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**Period of Diversion:** MARCH 15 TO NOVEMBER 15  
**Diversion Means:** HEADGATE  
**Ditch Name:** JACOBSON DITCH E

4		N	SWNW	10	12N	12W POWELL
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**Period of Diversion:** MARCH 15 TO NOVEMBER 15  
**Diversion Means:** HEADGATE  
**Ditch Name:** SECTION 10 DITCH B

**Period of Use:** MARCH 15 to NOVEMBER 15

**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	60.00		NE	9	12N	12W	POWELL
2	5.00		N2N2	SE	9	12N	12W POWELL
3	140.00		N2	10	12N	12W	POWELL
4	5.00		N2N2	SW	10	12N	12W POWELL
5	5.00		N2S	WNW	11	12N	12W POWELL
<b>Total:</b>	<b>215.00</b>						

**Geocodes/Valid:** -- NO VALID GEOCODES --

**Remarks:**

**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.

97928-00	97933-00	97935-00	97937-00	97973-00	97974-00	97975-00
97976-00	97988-00	97989-00	97990-00	97991-00	97992-00	97993-00
97994-00	97997-00					

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.

97927-00      97928-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/24/2006: MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, PRIORITY DATE, TYPE OF RIGHT.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/30/85.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/11/91.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/29/93.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 37206 RECEIVED 04/14/2006.