

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 8536-00 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:**

RICHARD S MARTIN  
330 MARTIN LN  
FLORENCE, MT 59833

MELANIE E MARTIN  
7401 MORGAN RD  
WOODBINE, MD 21797

MARNE E MARTIN  
1684 E GUDE DR #301  
ROCKVILLE, MD 20850

REES, GLENN D AND JUDITH A REVOCABLE LIVING TRUST  
REES GLENN D & JUDITH A TRUSTEES  
340 FLORENCE SOUTH LOOP  
FLORENCE, MT 59833-6842

FRANK P SCOTTEN  
5298 WHITE CLOUD DR  
FLORENCE, MT 59833

KEVIN B LITTLE  
1601 E PEOFIA ST #288  
PAOLA, KS 66071

GLEND A LITTLE  
1601 E PEOFIA ST #288  
PAOLA, KS 66071

RYNE M MADING  
375 FLORENCE S LOOP  
FLORENCE, MT 59833

AMBER L MADING  
375 FLORENCE S LOOP  
FLORENCE, MT 59833

RONALD L ZALUSKI  
5305 WHITECLOUD DR  
FLORENCE, MT 59833-6837

CINDY A ZALUSKI  
5305 WHITECLOUD DR  
FLORENCE, MT 59833

KATHLEEN H THOMAS  
5246 WHITE CLOUD DR  
FLORENCE, MT 59833

MATTHEW WHITHED  
340 MARTIN LN  
FLORENCE, MT 59833

PATRICK P DUCHIEN  
381 FLORENCE SOUTH LOOP  
FLORENCE, MT 59833

KAREN N DUCHIEN  
381 FLORENCE SOUTH LOOP  
FLORENCE, MT 59833

MARGARET F WIRTZ  
371 FLORENCE S LOOP  
FLORENCE, MT 59833

\* OWNERSHIP OF WATER RIGHT CHANGED BY ORDER OF THE WATER COURT DURING ADJUDICATION OF THE PRELIMINARY DECREE.

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

**Priority Date:** JUNE 1, 1870

**Enforceable Priority Date:** JUNE 1, 1870

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 3.13 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:** 240.50

**Source Name:** SWEENEY 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		NWNWSW	22	10N	20W	RAVALLI

**Period of Diversion:** APRIL 15 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** TOWNSEND DITCH

WATER DIVERTED FROM SWEENEY CREEK IS CONVEYED TO ONE HORSE CREEK WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NENWSW SEC 14 TWP 10N RGE 20W RAVALLI COUNTY.

**Period of Use:** APRIL 15 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	11.50		E2NWSW	14	10N	20W	RAVALLI
2	72.00		E2SW	14	10N	20W	RAVALLI
3	80.00		W2SE	14	10N	20W	RAVALLI
4	75.50		E2SE	15	10N	20W	RAVALLI
5	1.50		NENWSE	15	10N	20W	RAVALLI
<b>Total:</b>	<b>240.50</b>						

<b>Geocodes/Valid:</b>		
	13-1869-14-1-01-04-0000 - Y	13-1869-14-1-01-08-0000 - Y
	13-1869-14-1-01-09-0000 - Y	13-1869-14-1-01-10-0000 - Y
	13-1869-14-1-01-11-0000 - Y	13-1869-14-1-01-12-0000 - Y
	13-1869-14-1-01-13-0000 - Y	13-1869-14-1-01-14-0000 - Y
	13-1869-14-1-01-15-0000 - Y	13-1869-14-1-01-16-0000 - Y
	13-1869-14-1-01-17-0000 - Y	13-1869-14-1-01-18-0000 - Y
	13-1869-14-1-01-19-0000 - Y	13-1869-14-1-01-20-0000 - Y
	13-1869-14-1-01-21-0000 - Y	13-1869-14-1-01-22-0000 - Y
	13-1869-14-1-01-23-0000 - Y	13-1869-14-1-01-24-0000 - Y
	13-1869-14-1-01-25-0000 - Y	13-1869-14-1-01-26-0000 - Y
	13-1869-14-1-01-27-0000 - Y	13-1869-14-1-01-28-0000 - Y
	13-1869-14-1-01-29-0000 - Y	13-1869-14-1-01-30-0000 - Y
	13-1869-14-1-01-31-0000 - Y	13-1869-14-1-01-32-0000 - Y
	13-1869-14-1-01-33-0000 - Y	13-1869-14-1-01-34-0000 - Y
	13-1869-14-1-01-35-0000 - Y	13-1869-14-1-01-36-0000 - Y
	13-1869-14-1-01-39-0000 - Y	13-1869-14-1-01-40-0000 - Y
	13-1869-14-1-01-41-0000 - Y	13-1869-14-1-01-42-0000 - Y
	13-1869-14-1-01-43-0000 - Y	13-1869-14-1-01-44-0000 - Y
	13-1869-15-4-01-12-0000 - Y	13-1869-15-4-01-13-0000 - Y
	13-1869-15-4-01-14-0000 - Y	13-1869-15-4-01-16-0000 - Y
	13-1869-15-4-01-17-0000 - Y	13-1869-15-4-01-21-0000 - Y

**Remarks:**

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**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.

8536-00 150083-00 150085-00 150087-00

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.

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

DIVIDED INTEREST TRANSFER. SEE FICHE

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/12/87.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/22/88.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/29/91.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/06/99.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 02/04/00.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 37717 RECEIVED 05/25/2006.

OWNERSHIP UPDATE TYPE DOR # 103514 RECEIVED 02/21/2012.

OWNERSHIP UPDATE TYPE DOR # 108900 RECEIVED 01/16/2013.

OWNERSHIP UPDATE TYPE DOR # 109922 RECEIVED 03/25/2013.

OWNERSHIP UPDATE TYPE DOR # 131273 RECEIVED 06/26/2013.

OWNERSHIP UPDATE TYPE DOR # 122275 RECEIVED 02/13/2014.

OWNERSHIP UPDATE TYPE DOR # 123875 RECEIVED 05/09/2014.

OWNERSHIP UPDATE TYPE DOR # 127026 RECEIVED 08/20/2014.

OWNERSHIP UPDATE TYPE DOR # 129832 RECEIVED 03/02/2015.

OWNERSHIP UPDATE TYPE DOR # 133397 RECEIVED 05/07/2015.

OWNERSHIP UPDATE TYPE DOR # 139863 RECEIVED 02/29/2016.

OWNERSHIP UPDATE TYPE DOR # 145239 RECEIVED 07/11/2016.