

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 150087-00 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:** RICHARD S MARTIN  
330 MARTIN LN  
FLORENCE, MT 59833

PATRICIA A BILLINGSLEY  
PO BOX 347  
DILLINGHAM, AK 99576

ROBIN R BILLINGSLEY  
PO BOX 347  
DILLINGHAM, AK 99576

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

**Priority Date:** MARCH 1, 1940

**Enforceable Priority Date:** MARCH 1, 1940

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 12.00 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:** 105.00

**Source Name:** ONE HORSE CREEK, SOUTH CHANNEL

**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		NENWSW	14	10N	20W	RAVALLI

**Period of Diversion:** MARCH 1 TO NOVEMBER 30

**Diversion Means:** HEADGATE

**Ditch Name:** THOMAS DITCH

**Period of Use:** MARCH 1 to NOVEMBER 30

**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	40.00		NESW	14	10N	20W	RAVALLI
2	30.00		NWSE	14	10N	20W	RAVALLI
3	20.00		N2SESW	14	10N	20W	RAVALLI
4	15.00		N2SWSE	14	10N	20W	RAVALLI
<b>Total:</b>	<b>105.00</b>						

**Geocodes/Valid:** 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

**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

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**Remarks:**

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.

150087-00      150089-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/09/90: MAXIMUM ACRES, PRIORITY DATE.

APPLICATION FOR CHANGE RECEIVED 5-24-88 IS TERMINATED. SEE 76H T072561-00.

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

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/10/95.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON ONE HORSE CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 588, RAVALLI COUNTY.