

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 151057-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** ELIZABETH MACLAY  
6404 MACLAY RD  
LOLO, MT 59847

**Priority Date:** JUNE 1, 1905

**Enforceable Priority Date:** JUNE 1, 1905

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:**  
ENTIRE FLOW OF DAVIS CREEK

**Maximum Volume:** 770.00 AC-FT  
THE WATER COURT HAS DETERMINED THAT A VOLUME QUANTIFICATION IS REQUIRED TO ADEQUATELY ADMINISTER THIS RIGHT.

**Climatic Area:** 3 - MODERATE

**Maximum Acres:** 154.00

**Source Name:** DAVIS 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		NENWSE	4	11N	19W	MISSOULA
<b>Period of Diversion:</b> MAY 1 TO AUGUST 31						
<b>Diversion Means:</b> HEADGATE						
2		SESWNW	4	11N	19W	MISSOULA
<b>Period of Diversion:</b> MAY 1 TO AUGUST 31						
<b>Diversion Means:</b> HEADGATE						
3		NWNWSW	4	11N	19W	MISSOULA
<b>Period of Diversion:</b> MAY 1 TO AUGUST 31						
<b>Diversion Means:</b> HEADGATE						
4		NWNWSW	4	11N	19W	MISSOULA
<b>Period of Diversion:</b> MAY 1 TO AUGUST 31						
<b>Diversion Means:</b> HEADGATE						
5		NENESE	5	11N	19W	MISSOULA
<b>Period of Diversion:</b> MAY 1 TO AUGUST 31						
<b>Diversion Means:</b> HEADGATE						
6		NENWSE	5	11N	19W	MISSOULA
<b>Period of Diversion:</b> MAY 1 TO AUGUST 31						
<b>Diversion Means:</b> HEADGATE						
7		NENWSE	5	11N	19W	MISSOULA
<b>Period of Diversion:</b> MAY 1 TO AUGUST 31						
<b>Diversion Means:</b> HEADGATE						
8		NWNESW	5	11N	19W	MISSOULA
<b>Period of Diversion:</b> MAY 1 TO AUGUST 31						
<b>Diversion Means:</b> HEADGATE						

**Period of Use:** MAY 1 to AUGUST 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	27.00		N2N2SW	4	11N	19W	MISSOULA
2	10.00		S2S2NW	4	11N	19W	MISSOULA
3	53.00		N2SE	5	11N	19W	MISSOULA
4	58.00		SW	5	11N	19W	MISSOULA
5	6.00		NENESE	6	11N	19W	MISSOULA
<b>Total:</b>	154.00						

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

---

**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.

151057-00 151068-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 12/27/88: MAXIMUM ACRES, PLACE OF USE.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/23/90.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 40486 RECEIVED 07/13/2006.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE MISSOULA COUNTY WATER RESOURCES SURVEY (1960) SHOWS 0.00 ACRES BEING IRRIGATED.