

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:** 76LJ 166827-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** MICHELE BINSTOCK  
PO BOX 3291  
KALISPELL, MT 59903  
  
SHELLY LOMBARDI  
PO BOX 3291  
KALISPELL, MT 59903

**Priority Date:** SEPTEMBER 20, 1892  
**Enforceable Priority Date:** SEPTEMBER 20, 1892

**Type of Historical Right:** FILED

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

**Maximum Flow Rate:** 112.20 GPM

**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:** 10.00

**Source Name:** BIRCH 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		NWNWNE	36	28N	22W	FLATHEAD

**Period of Diversion:** APRIL 1 TO OCTOBER 1  
**Diversion Means:** HEADGATE

**Period of Use:** APRIL 1 to OCTOBER 1

**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	10.00		S2NE	36	28N	22W	FLATHEAD

**Subdivision:** BIRCH MEADOWS TRACT/LOT 2

**Total:** 10.00

**Geocodes/Valid:** 07-3965-36-3-01-19-0000 - Y

**Remarks:**

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/20/90.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 34382 RECEIVED 03/28/2006.

OWNERSHIP UPDATE TYPE DOR # 88012 RECEIVED 02/17/2010.

<p>FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.</p> <p>USDA AERIAL PHOTOGRAPH NO(S). 3BB-126 , DATED 09/23/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.</p> <p>USDI AERIAL PHOTOGRAPH NO. 3BB-126 , DATED 08/04/1961 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.</p>
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