

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:** 76M 214909-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE  
**Late Claim:** B

**Owners:**  
SUSAN L MALEK  
537 FRANKLIN  
MISSOULA, MT 59801  
  
WILLIAM G TURNER  
537 FRANKLIN  
MISSOULA, MT 59801  
  
KATHLEEN M OLSON  
2618 1/2 RATTLESNAKE DR  
MISSOULA, MT 59802  
  
CAROL EWEN  
1410 PRAIRIE WAY  
MISSOULA, MT 59801  
  
DAVID J WAGER  
6107 SKYVIEW DR  
MISSOULA, MT 59803-3305  
  
MEGAN K SCHUKNECHT  
6107 SKYVIEW DR  
MISSOULA, MT 59803-3305

**Priority Date:** JULY 1, 1888  
**Enforceable Priority Date:** JUNE 30, 1973

CLAIM FILED LATE 11/14/95 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

**Type of Historical Right:** DECREED  
**Purpose (use):** IRRIGATION  
**Irrigation Type:** SPRINKLER/FLOOD  
**Maximum Flow Rate:** 49.59 GPM  
**Maximum Volume:**  
**Climatic Area:** 3 - MODERATE  
**Maximum Acres:** 4.42  
**Source Name:** RATTLESNAKE 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		NENWSW	11	13N	19W	MISSOULA

**Period of Diversion:** MAY 1 TO OCTOBER 4  
**Diversion Means:** HEADGATE  
**Ditch Name:** HOLLENBECK DITCH  
DITCH NAME: HOLLENBECK DITCH

**Period of Use:** MAY 1 to OCTOBER 4

**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	4.42		S2NWNW	14	13N	19W	MISSOULA

**Total:** 4.42

**Geocodes/Valid:** 04-2200-14-1-04-07-0000 - Y 04-2200-14-1-04-08-0000 - Y  
04-2200-14-1-04-12-0000 - Y 04-2200-14-1-04-13-0000 - Y

**Remarks:**

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**Remarks:**

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

WATER RIGHT NO. ASSIGNED TO MISSOULA ON 11/17/95.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/08/97.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/21/97.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 30645 RECEIVED 01/31/2006.

OWNERSHIP UPDATE TYPE 608 # 30644 RECEIVED 01/31/2006.

OWNERSHIP UPDATE TYPE 608 # 42948 RECEIVED 11/24/2006.

OWNERSHIP UPDATE TYPE DOR # 97140 RECEIVED 03/28/2011.

CLAIM WAS NOT INCLUDED IN THE BASIN 76M TEMPORARY PRELIMINARY DECREE ISSUED 11/29/84.

CLAIM FILED LATE 11/14/95 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.