

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: 76G 215690-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE
Late Claim: B

Owners: GRAVELEY BLACK MOUNTAIN RANCH LLC
%CHARLES GRAVELEY
PO BOX 314
AVON, MT 59713-0314

Priority Date: JUNE 11, 1913

Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 06/26/96 . 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: USE

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 12.50 CFS

Maximum Volume:

Climatic Area: 5 - LOW

Maximum Acres: 505.00

Source Name: THREE MILE 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		SWNE	9	10N	8W	POWELL

Period of Diversion: APRIL 1 TO JUNE 30

Diversion Means: HEADGATE

Ditch Name: W. GRAVELEY DITCH

2		SESE	4	10N	8W	POWELL
---	--	------	---	-----	----	--------

Period of Diversion: APRIL 1 TO JUNE 30

Diversion Means: HEADGATE

Ditch Name: W. GRAVELEY DITCH

3		SWSWSW	34	11N	8W	POWELL
---	--	--------	----	-----	----	--------

Period of Diversion: APRIL 1 TO JUNE 30

Diversion Means: HEADGATE

Ditch Name: A. GRAVELEY DITCH

4		SWSWNW	3	10N	8W	POWELL
---	--	--------	---	-----	----	--------

Period of Diversion: APRIL 1 TO JUNE 30

Diversion Means: HEADGATE

Ditch Name: W. GRAVELEY DITCH

DITCH NAME FOR DIVERSION NO. 01 IS: W GRAVELEY DITCH

DITCH NAME FOR DIVERSION NO. 4 IS: W GRAVELEY DITCH

DITCH NAME FOR DIVERSION NO. 3 IS: A GRAVELEY DITCH

DITCH NAME FOR DIVERSION NO. 2 IS: W GRAVELEY DITCH

Period of Use: APRIL 1 to JUNE 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	140.00		SE	4	10N	8W	POWELL
2	135.00		SW	9	10N	8W	POWELL
3	75.00		NW	9	10N	8W	POWELL
4	95.00		NE	9	10N	8W	POWELL

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
5	60.00		SE		8	10N	8W	POWELL
Total:	505.00							

Geocodes/Valid: 28-1882-04-2-01-01-0000 - Y 28-1882-08-1-01-01-0000 - Y
28-1882-09-1-01-01-0000 - Y

Remarks:

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

CLAIM WAS NOT INCLUDED IN THE BASIN 76G TEMPORARY PRELIMINARY DECREE ISSUED 05/17/85.

CLAIM FILED LATE 06/26/96 . 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.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON THREE MILE CREEK WITH A PRIORITY DATE PREDATING CASE NO. 377, POWELL COUNTY.