

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 15446-00 STATEMENT OF CLAIM

**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:**

ANN H LEE  
% BARBARA BARBER  
3240 HEEB RD  
MANHATTAN, MT 59741

ROBERT E GINGERICH  
\*\*\*DECEASED\*\*\*  
1449 EASTSIDE HWY  
CORVALLIS, MT 59828

LINDA M REILLY  
PO BOX 59  
HAMILTON, MT 59840

BRIAN L REILLY  
PO BOX 59  
HAMILTON, MT 59840

LORETTA M MOORE  
PO BOX 831  
HAMILTON, MT 59840-0831

KATHERINE KIDWELL  
680 COLETTE LN  
HAMILTON, MT 59840

MICHAEL R KIDWELL  
680 COLETTE LN  
HAMILTON, MT 59840

DAVID J BEAULIEU  
458 SKALKAHO HWY  
HAMILTON, MT 59840-9001

RUTH M BEAULIEU  
458 SKALKAHO HWY  
HAMILTON, MT 59840-9001

RONALD N CHANEY  
501 N 4TH ST  
HAMILTON, MT 59840-2201

LAURENE M CHANEY  
658 HEDGE LN  
HAMILTON, MT 59840-9067

DONALD D COOK  
658 HEDGE LN  
HAMILTON, MT 59840

BETTY J COOK  
658 HEDGE LANE  
HAMILTON, MT 59840

PETER J BRION  
685 COLLETTE LN  
HAMILTON, MT 59840-9011

NIKKI A BRION  
685 COLLETTE LN  
HAMILTON, MT 59840-9011

EDWARD D WHITE  
826 NEW YORK AVE  
HAMILTON, MT 59840

CAROL L WHITE  
826 NEW YORK AVE  
HAMILTON, MT 59840

JOSHUA R WAGNER  
671 FOLEY LN  
HAMILTON, MT 59840

JUSTINE M WAGNER  
671 FOLEY LN  
HAMILTON, MT 59840

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

OWNER RONALD N CHANEY RETAINED. CONTRACT FOR DEED INTEREST.

OWNER LAURENE M CHANEY RETAINED. CONTRACT FOR DEED INTEREST.

**Priority Date:** APRIL 28, 1885

**Enforceable Priority Date:** APRIL 28, 1885

**Type of Historical Right:** FILED

**Purpose (use):** STOCK

**Maximum Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

**Maximum Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

**Source Name:** SKALKAHO 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		SWSESW	15	5N	20W	RAVALLI

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** HUGHES DITCH

**Period of Use:** JANUARY 1 to DECEMBER 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			SWSW	8	5N	20W	RAVALLI

<b>Geocodes/Valid:</b>		
	13-1367-08-2-01-01-0000 - Y	13-1367-08-2-01-02-0000 - Y
	13-1367-08-2-01-03-0000 - Y	13-1367-08-2-01-10-0000 - Y
	13-1367-08-2-01-11-0000 - Y	13-1367-08-2-01-12-0000 - Y
	13-1367-08-2-01-13-0000 - Y	13-1367-08-2-01-14-0000 - Y
	13-1367-08-2-01-15-0000 - Y	13-1367-08-2-01-16-0000 - Y
	13-1367-08-2-01-17-0000 - Y	13-1367-08-2-01-18-0000 - Y
	13-1367-08-2-01-19-0000 - Y	13-1367-08-2-01-20-0000 - Y
	13-1367-08-2-01-21-0000 - Y	13-1367-08-2-01-22-0000 - Y
	13-1367-08-2-01-26-0000 - Y	13-1367-08-2-01-28-0000 - Y

**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.

15445-00      15446-00

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/10/1992.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/22/2000.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 06/29/1998.

**Remarks:**

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 81638 RECEIVED 09/29/2009.  
OWNERSHIP UPDATE TYPE DOR # 81640 RECEIVED 11/23/2009.  
OWNERSHIP UPDATE TYPE DOR # 92439 RECEIVED 03/09/2010.  
OWNERSHIP UPDATE TYPE DOR # 97036 RECEIVED 03/11/2011.  
OWNERSHIP UPDATE TYPE DOR # 100550 RECEIVED 06/18/2012.  
OWNERSHIP UPDATE TYPE DOR # 108981 RECEIVED 11/28/2012.  
OWNERSHIP UPDATE TYPE DOR # 115415 RECEIVED 08/01/2013.  
OWNERSHIP UPDATE TYPE DOR # 132572 RECEIVED 05/05/2015.  
OWNERSHIP UPDATE TYPE DOR # 133259 RECEIVED 06/16/2015.  
OWNERSHIP UPDATE TYPE DOR # 145939 RECEIVED 08/05/2016.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/19/2013, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY SEVERAL DIFFERENT OWNERS.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON SKALKAHO CREEK WITH A PRIORITY DATE PREDATING CASE NO. 2149, RAVALLI COUNTY.

THE TYPE OF HISTORICAL RIGHT MAY BE QUESTIONABLE. DOCUMENTATION SUBMITTED WITH THE CLAIM INDICATES A DECREED RIGHT.