

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:** 76GJ 138414-00 STATEMENT OF CLAIM  
**Version:** 2 -- REEXAMINED  
**Version Status:** ACTIVE

**Owners:** JOHN W MCDONALD JR  
PO BOX 8  
PHILIPSBURG, MT 59858  
ESTHER J MCDONALD  
PO BOX 8  
PHILIPSBURG, MT 59858

**Priority Date:** OCTOBER 23, 1886  
**Enforceable Priority Date:** OCTOBER 23, 1886

**Type of Historical Right:** DECREED

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

**Maximum Flow Rate:** 3.27 CFS

**Maximum Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

**Climatic Area:** 5 - LOW

**Maximum Acres:** 112.00

**Source Name:** FLINT 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	3	6N	14W	GRANITE

**Period of Diversion:** MAY 1 TO OCTOBER 31  
**Diversion Means:** HEADGATE  
**Ditch Name:** MCDONALD NO. 3 DITCH

**Period of Use:** MAY 1 to OCTOBER 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	65.00		S2NW	35	7N	14W	GRANITE
2	22.00		E2SE	34	7N	14W	GRANITE
3	15.00		N2NWSW	35	7N	14W	GRANITE
4	10.00		N2SWNE	35	7N	14W	GRANITE
<b>Total:</b>	112.00						

**Geocodes/Valid:** 46-1573-34-4-01-01-0000 - Y 46-1573-35-2-01-01-0000 - Y

**Remarks:**

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

AN AMENDMENT WAS SUBMITTED ON 11/05/2015 REQUESTING TO AMEND THE POINT OF DIVERSION. THE AMENDMENT WAS NOT PROCESSED. THE AMENDMENT WILL BE REVIEWED AFTER THE ISSUANCE OF THE PRELIMINARY DECREE.

THE POINT OF DIVERSION APPEARS TO BE INCORRECT. THE POINT OF DIVERSION APPEARS TO BE IN THE SWSENE SEC 3 TWP 6N RGE 14W GRANITE COUNTY.

DITCH NAME MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.