

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 212610-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE
Version Status: ACTIVE
Late Claim: B

Owners: HARRY J HICKEL
PO BOX 849
DARBY, MT 59829
NELLENE A HICKEL
PO BOX 849
DARBY, MT 59829

Priority Date: MAY 1, 1892
Enforceable Priority Date: MAY 1, 1892

CLAIM FILED LATE 09/20/88 . 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: 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: TIN CUP CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWSW	16		3N	21W	RAVALLI

Period of Diversion: MAY 15 TO SEPTEMBER 19

Diversion Means: HEADGATE

Subdivision: LAKE COMO ORCHARDS NO 1

Ditch Name: MCINTOSH-MORELLO LOWLINE DITCH
DITCH NAME: MCINTOSH-MORELLO LOWLINE DITCH

Period of Use: MAY 15 to SEPTEMBER 19

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>
1	10.00		N2S2	SESW	10	3N	21W	RAVALLI

Subdivision: LAKE COMO ORCHARDS NO 1

Total: 10.00

THE PLACE OF USE INCLUDES LOTS 29-32, BLOCK 12 OF LAKE COMO ORCHARDS NO. 1.

Geocodes/Valid: -- NO VALID GEOCODES --

Remarks:

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 139869 RECEIVED 01/07/2016.

CLAIM FILED LATE 09/20/88 . 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.