

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 30043198 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** CHERYL D ROTH LISBERGER  
PO BOX 2135  
HAMILTON, MT 59840  
  
DANIEL L ROTH LISBERGER  
PO BOX 2135  
HAMILTON, MT 59840

**Priority Date:** JANUARY 1, 1946  
**Enforceable Priority Date:** JANUARY 1, 1946

**Type of Historical Right:** USE

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

**Maximum Flow Rate:** 336.60 GPM  
THE COMBINED FLOW RATES FOR CLAIMS 105057-00 AND 30043198 CANNOT EXCEED 336.60 GPM.

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

**Climatic Area:** 2 - MODERATELY HIGH

**Maximum Acres:** 40.00

**Source Name:** GOLD 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		SESESW	23	5N	21W	RAVALLI

**Period of Diversion:** APRIL 1 TO OCTOBER 19  
**Diversion Means:** HEADGATE

**Period of Use:** APRIL 1 to OCTOBER 19

**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	10.00		SESESW	23	5N	21W	RAVALLI
2	30.00		SWSE	23	5N	21W	RAVALLI
<b>Total:</b>	40.00						

**Geocodes/Valid:** 13-1366-23-2-01-14-0000 - Y      13-1366-23-2-01-15-0000 - Y  
13-1366-23-2-01-16-0000 - Y

**Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

105036-00	105037-00	105038-00	105039-00	105040-00	105041-00	105042-00
105043-00	105044-00	105045-00	105046-00	105047-00	105048-00	105049-00
105051-00	105052-00	105053-00	105054-00	105055-00	105056-00	105057-00
125062-00	30043197	30043198	30043202	30043203		

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

THIS CLAIM NUMBER WAS NOT INCLUDED IN THE BASIN PRELIMINARY DECREE ISSUED 1/14/1998.

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 105057-00.