

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 25753-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** CHARLES M OLMSTED  
1200 IRON CAP DR  
STEVENSVILLE, MT 59870  
  
JAMES J MINNO  
8 FIDLER HOLLOW  
PENFIELD, NY 14526

**Priority Date:** MAY 5, 1883  
**Enforceable Priority Date:** MAY 5, 1883

**Type of Historical Right:** DECREED

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

**Maximum Flow Rate:** 1.75 CFS

**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:** 117.00

**Source Name:** BURNT FORK 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	10	8N	19W	RAVALLI

**Period of Diversion:** MAY 15 TO JULY 1  
**Diversion Means:** HEADGATE  
**Ditch Name:** WOOLSEY DITCH (HEADGATE 6)

**Period of Use:** MAY 15 to JULY 1

**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	15.00		SWSE	28	9N	19W	RAVALLI
2	9.00		NESW	28	9N	19W	RAVALLI
3	33.00		NWSW	28	9N	19W	RAVALLI
4	40.00		SESW	28	9N	19W	RAVALLI
5	20.00		SWSW	28	9N	19W	RAVALLI
<b>Total:</b>	117.00						

**Geocodes/Valid:** 13-1765-28-1-01-14-0000 - 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.

25753-00 25754-00 25755-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/30/1985: PLACE OF USE, MAXIMUM ACRES.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/25/1998: PLACE OF USE, MAXIMUM ACRES.

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 01/06/1992.

**OWNERSHIP UPDATE RECEIVED**

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**Remarks:**

OWNERSHIP UPDATE TYPE 608 # 120776 RECEIVED 05/15/2014.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY  
DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 160 MINER'S  
INCHES DECREED IN CASE NO. 556, RAVALLI COUNTY. 25753-00, 104537-00, 104539-00, 104548-00.