

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:** 76LJ 29511-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:**  
RAYMOND W OWENS  
107 MANAGHAN LANE  
KALISPELL, MT 59901  
  
PAUL STOCKER  
65 MANAGHAN LANE  
KALISPELL, MT 59901  
  
LISA STOCKER  
65 MANAGHAN LANE  
KALISPELL, MT 59901  
  
ADELINE I TURNER  
85 MANAGHAN LN  
KALISPELL, MT 59901  
  
GARY A TURNER  
85 MANAGHAN LN  
KALISPELL, MT 59901

**Priority Date:** DECEMBER 2, 1896  
**Enforceable Priority Date:** DECEMBER 2, 1896

**Type of Historical Right:** FILED

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

**Maximum Flow Rate:** 50.00 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:** ASHLEY 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		NWNWSW	29	28N	22W	FLATHEAD

**Period of Diversion:** APRIL 1 TO SEPTEMBER 30  
**Diversion Means:** PUMP

**Period of Use:** APRIL 1 to SEPTEMBER 30

**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	5.00		SWSWNW	29	28N	22W	FLATHEAD
2	5.00		W2NWSW	29	28N	22W	FLATHEAD

**Total:** 10.00

**Geocodes/Valid:** 07-3965-29-2-03-20-0000 - Y      07-3965-29-2-03-25-0000 - Y  
07-3965-29-2-03-35-0000 - Y

**Remarks:**

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/18/91.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/16/85.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 87111 RECEIVED 12/11/2009.

OWNERSHIP UPDATE TYPE 608 # 100347 RECEIVED 06/08/2012.

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**Remarks:**

OWNERSHIP UPDATE TYPE 608 # 148199 RECEIVED 10/14/2016.

AN AMENDMENT WAS SUBMITTED ON 06/08/2012 REQUESTING TO AMEND THE MEANS OF DIVERSION, FLOW RATE AND PERIOD OF USE . THE AMENDMENT HAS NOT BEEN IMPLEMENTED AS IT HAS NOT BEEN SIGNED BY ALL OWNERS OF DNRC RECORD.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 15 TO OCTOBER 15.

THE FLATHEAD COUNTY WATER RESOURCES SURVEY ( 1965 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THE PRIORITY DATE SHOULD BE THE DATE THE PUMP WAS FIRST PUT TO USE.

THIS CLAIMED PURPOSE IS QUESTIONED AS A BENEFICIAL USE OF WATER EXISTING PRIOR TO JULY 1, 1973.

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