

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:** 76E 33756-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** O CONNOR FAMILY GRANTOR TRUST  
% ROY & SUSAN O CONNOR, TRUSTEES  
125 BANK ST #300  
MISSOULA, MT 59802-4413

**Priority Date:** JANUARY 1, 1896

**Enforceable Priority Date:** JANUARY 1, 1896

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 15.00 CFS

**Maximum Volume:** 667.00 AC-FT

THE VOLUME QUANTIFICATION ON THIS CLAIM IS THE RESULT OF A STATEMENT FILED BY THE CLAIMANT WITH THE WATER COURT ON 07/02/84. THE WATER COURT HAS MADE NO DETERMINATION AS TO THE NEED FOR A VOLUME QUANTIFICATION ON THIS CLAIM AS PROVIDED FOR IN 85-2-234 (6) (B) (III) M.C.A.

**Climatic Area:** 5 - LOW

**Maximum Acres:** 145.00

**Source Name:** GILBERT 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>Twp</u>	<u>Rge</u>	<u>County</u>
1			SWSNW	26	11N	17W MISSOULA

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

**Diversion Means:** PUMP/HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE

2			SWSWNW	26	11N	17W MISSOULA
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**Period of Diversion:** APRIL 1 TO SEPTEMBER 30

**Diversion Means:** PUMP/HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE

3			NENESE	26	11N	17W MISSOULA
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**Period of Diversion:** APRIL 1 TO SEPTEMBER 30

**Diversion Means:** PUMP/HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE

4			NWNESE	26	11N	17W MISSOULA
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**Period of Diversion:** APRIL 1 TO SEPTEMBER 30

**Diversion Means:** PUMP/HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE

5			NWNESE	26	11N	17W MISSOULA
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**Period of Diversion:** APRIL 1 TO SEPTEMBER 30

**Diversion Means:** PUMP

6			SWNWNE	27	11N	17W MISSOULA
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**Period of Diversion:** APRIL 1 TO SEPTEMBER 30

**Diversion Means:** DAM

7			NWSENE	27	11N	17W MISSOULA
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**Period of Diversion:** APRIL 1 TO SEPTEMBER 30

**Diversion Means:** PUMP

8			NESWNE	27	11N	17W MISSOULA
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**Period of Diversion:** APRIL 1 TO SEPTEMBER 30

**Diversion Means:** DITCH

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
9		SWNWNW	27	11N	17W	MISSOULA
<b>Period of Diversion:</b> APRIL 1 TO SEPTEMBER 30						
<b>Diversion Means:</b> PUMP/HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE						
10		NESWNW	27	11N	17W	MISSOULA
<b>Period of Diversion:</b> APRIL 1 TO SEPTEMBER 30						
<b>Diversion Means:</b> DAM						
11		NESWNW	27	11N	17W	MISSOULA
<b>Period of Diversion:</b> APRIL 1 TO SEPTEMBER 30						
<b>Diversion Means:</b> PUMP						
12		SWSWNW	27	11N	17W	MISSOULA
<b>Period of Diversion:</b> APRIL 1 TO SEPTEMBER 30						
<b>Diversion Means:</b> MULTIPLE						
13		NWNWSW	27	11N	17W	MISSOULA
<b>Period of Diversion:</b> APRIL 1 TO SEPTEMBER 30						
<b>Diversion Means:</b> PUMP/HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE						
14		NWNWSW	27	11N	17W	MISSOULA
<b>Period of Diversion:</b> APRIL 1 TO SEPTEMBER 30						
<b>Diversion Means:</b> PUMP/HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE						
15		NWNWSW	27	11N	17W	MISSOULA
<b>Period of Diversion:</b> APRIL 1 TO SEPTEMBER 30						
<b>Diversion Means:</b> PUMP/HEADGATE W/DITCH OR PIPELINE/FLOOD AND DIKE						

**Reservoir:** ON STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSWNW	27	11N	17W	MISSOULA

**Diversion to Reservoir:** DIVERSION # 1

**Surface Area:** 1.00 ACRES

**Reservoir:** ON STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SENWNW	27	11N	17W	MISSOULA

**Diversion to Reservoir:** DIVERSION # 1

**Surface Area:** 1.00 ACRES

**Reservoir:** ON STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSWNE	27	11N	17W	MISSOULA

**Diversion to Reservoir:** DIVERSION # 1

**Surface Area:** 7.00 ACRES

**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	11.00		N2SW	25	11N	17W	MISSOULA
2	6.00		SESWNE	26	11N	17W	MISSOULA
3	10.00		SWSWNE	26	11N	17W	MISSOULA
4	17.00		N2S2NW	26	11N	17W	MISSOULA
5	18.00		S2S2NW	26	11N	17W	MISSOULA
6	2.00		NENESE	26	11N	17W	MISSOULA
7	2.00		NWNESE	26	11N	17W	MISSOULA
8	2.00		NENWSE	26	11N	17W	MISSOULA
9	28.00		S2NE	27	11N	17W	MISSOULA
10	2.00		NWNW	27	11N	17W	MISSOULA
11	44.00		S2NW	27	11N	17W	MISSOULA
12	3.00		N2NWSW	27	11N	17W	MISSOULA
<b>Total:</b>	145.00						

**Geocodes/Valid:** -- NO VALID GEOCODES --

**Remarks:**

**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.

33755-00 33756-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/10/77.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/03/91.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/19/95.

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WHEN THIS CLAIM WAS ORIGINALLY DECREED, THE PERIOD OF DIVERSION WAS NOT INCLUDED AS AN ELEMENT OF THE CLAIM. IN 2008, THE PERIOD OF DIVERSION ELEMENT WAS ADDED TO ALL CLAIM ABSTRACTS. IT IS NOT CERTAIN IF THE PERIOD OF DIVERSION DATES ADDED TO THIS CLAIM ACCURATELY REFLECT THE HISTORICAL PERIOD OF DIVERSION. MORE INFORMATION IS REQUIRED.  
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