

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:** 411 45314-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:**  
PETER J PETERSEN  
4833 BIRDSEYE RD  
HELENA, MT 59602-9489  
  
TARA L PETERSEN  
4833 BIRDSEYE RD  
HELENA, MT 59602-9489

**Priority Date:** JULY 10, 1887  
**Enforceable Priority Date:** JULY 10, 1887

**Type of Historical Right:** DECREED

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

**Maximum Flow Rate:** 1.25 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:** 6.00

**Source Name:** HAMILTON GULCH  
**Source Type:** SURFACE WATER

SKELLY GULCH AND SEVENMILE CREEK ARE USED AS NATURAL CARRIERS TO CONVEY WATER FROM HAMILTON GULCH TO THE POINT OF DIVERSION.

ALSO KNOWN AS HAMLIN GULCH

**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		NWSESW	32	11N	4W	LEWIS AND CLARK

**Period of Diversion:** APRIL 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** HARRER DITCH

**Period of Use:** APRIL 1 to OCTOBER 31

**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	3.00		SWSWSE	32	11N	4W	LEWIS AND CLARK
2	3.00		SESESW	32	11N	4W	LEWIS AND CLARK
<b>Total:</b>	6.00						

**Geocodes/Valid:** 05-1994-32-3-02-15-0000 - 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.

45313-00 45314-00

CASE NO. 5860, LEWIS & CLARK COUNTY, STATES THE WATERS OF HAMLIN GULCH ARE A TRIBUTARY OF SKELLY GULCH. THAT THE WATERS OF SAID HAMLIN GULCH DO NOT FLOW INTO SKELLY GULCH, AND DO NOT REACH SEVENMILE CREEK AT ANY STAGE.

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

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 80197 RECEIVED 10/15/2009.