

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 148116-00 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:**

CAROLE BERKOFF  
528 MOOSE HOLLOW RD  
VICTOR, MT 59875

KELLY BOOTH  
476 MOOSE HOLLOW RD  
VICTOR, MT 59875

MARK BOOTH  
476 MOOSE HOLLOW RD  
VICTOR, MT 59875

GLORIA BRANNAM  
PO BOX 489  
VICTOR, MT 59875

ROBERT L BRANNAM  
PO BOX 489  
VICTOR, MT 59875

BARBARA BUNCH  
775 CRANDELL RD  
WEST RIVER, MD 20778

BRIAN D DINGESS  
PO BOX 988  
VICTOR, MT 59875-0988

SUSAN A DINGESS  
PO BOX 988  
VICTOR, MT 59875-0988

BETTY J OGILVIE  
446 MOOSE HOLLOW RD  
VICTOR, MT 59875

STEVEN L OGILVIE  
9240 TRIGGER CT  
MISSOULA, MT 59808-8584

JOHN W RECORE  
775 CRANDELL RD  
WEST RIVER, MD 20778

DONALD C SCHMIDT  
403 MOOSE HOLLOW RD  
VICTOR, MT 59875-9302

JANE J SCHMIDT

403 MOOSE HOLLOW RD  
VICTOR, MT 59875

RONALD L SCHMIDT  
528 MOOSE HOLLOW RD  
VICTOR, MT 59875-9303

BEATRICE SOLORIO  
460 MOOSE HOLLOW RD  
VICTOR, MT 59875

SHANNON J STORRUD  
1600 RED CROW RD  
VICTOR, MT 59875

SHERRY J VARNER  
494 MOOSE HOLLOW RD  
VICTOR, MT 59875-9302

T JAN VARNER  
494 MOOSE HOLLOW RD  
VICTOR, MT 59875

TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.

**Priority Date:** JUNE 15, 1883

**Enforceable Priority Date:** JUNE 15, 1883

**Type of Historical Right:** DECREED

**Purpose (Use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 445.43 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:** FRED BURR 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         |                 | NWSENE         | 15         | 7N         | 21W        | RAVALLI       |

**Period of Diversion:** APRIL 28 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

**Ditch Name:** GRAHAM DITCH

|   |  |        |    |    |     |         |
|---|--|--------|----|----|-----|---------|
| 2 |  | SENWSE | 16 | 7N | 21W | RAVALLI |
|---|--|--------|----|----|-----|---------|

**Period of Diversion:** APRIL 28 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

**Ditch Name:** SCHWARTZ-WETZSTEON-WINSHIP DITCH

**Period of Use:** APRIL 28 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                      | 13.00        |                             | N2SESW         | 14         | 7N         | 21W                         | RAVALLI       |
| 2                      | 24.00        |                             | SWSE           | 14         | 7N         | 21W                         | RAVALLI       |
| 3                      | 3.00         |                             | W2NWNE         | 23         | 7N         | 21W                         | RAVALLI       |
| <b>Total:</b>          | 40.00        |                             |                |            |            |                             |               |
| <b>Geocodes/Valid:</b> |              | 13-1564-14-1-01-11-0000 - Y |                |            |            | 13-1564-14-1-01-12-0000 - Y |               |
|                        |              | 13-1564-14-1-01-13-0000 - Y |                |            |            | 13-1564-14-1-01-14-0000 - Y |               |
|                        |              | 13-1564-14-1-01-15-0000 - Y |                |            |            | 13-1564-14-1-01-16-0000 - Y |               |
|                        |              | 13-1564-14-1-01-22-0000 - Y |                |            |            | 13-1564-14-1-01-28-0000 - Y |               |
|                        |              | 13-1564-23-1-01-18-0000 - Y |                |            |            | 13-1564-23-1-01-19-0000 - 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.

148116-00                      148117-00                      148118-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

148116-00                      148122-00

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

DIVIDED INTEREST TRANSFER. SEE FICHE

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/13/86.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/03/85.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/19/88.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/25/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/28/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/05/92.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/27/93.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/23/93.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/28/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/28/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/14/96.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/09/96.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/05/98.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/09/98.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/16/98.

NOTICE OF WATER RIGHT OWNERSHIP UPDATE RECEIVED 08/16/99.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 01/17/01.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 492 RECEIVED 01/11/2002.

OWNERSHIP UPDATE TYPE 608 # 2277 RECEIVED 04/17/2002.

OWNERSHIP UPDATE TYPE 608 # 3085 RECEIVED 05/31/2002.

OWNERSHIP UPDATE TYPE 608 # 27572 RECEIVED 12/06/2005.

OWNERSHIP UPDATE TYPE 608 # 58550 RECEIVED 05/16/2008.

OWNERSHIP UPDATE TYPE DOR # 112447 RECEIVED 07/30/2013.

OWNERSHIP UPDATE TYPE DOR # 117944 RECEIVED 02/18/2014.

OWNERSHIP UPDATE TYPE DOR # 121564 RECEIVED 05/27/2014.

OWNERSHIP UPDATE TYPE DOR # 126494 RECEIVED 11/26/2014.

OWNERSHIP UPDATE TYPE 608 # 175153 RECEIVED 07/20/2018.

OWNERSHIP UPDATE TYPE DOR # 175581 RECEIVED 08/06/2018.

OWNERSHIP UPDATE TYPE 608 # 196395 RECEIVED 09/25/2019.

OWNERSHIP UPDATE TYPE 608 # 217175 RECEIVED 04/21/2021.

OWNERSHIP UPDATE TYPE 608 # 250814 RECEIVED 06/27/2023.