

**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:** 41D 49585-00 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:**

DEBORAH WITTY  
10416 NEWBERRY PARK LANE  
CHARLOTTE, NC 28277-2343

DONNA L CARLSON  
734 N MONTANA ST  
BUTTE, MT 59701-8661

KANDIS A RONCHETTO  
PO BOX 190  
WISE RIVER, MT 59762-0190

ALL IN THE FAMILY LLC  
3463 HANNIBAL ST  
BUTTE, MT 59701-4523

RONALD M RONCHETTO  
PO BOX 190  
WISE RIVER, MT 59762-0190

JULIANNE CONNORS  
3408 WHARTON ST  
BUTTE, MT 59701-4537

JERRY G CARLSON  
734 N MONTANA ST  
BUTTE, MT 59701-8661

CHRISTIE FRANCIS  
PO BOX 15  
GALLATIN GATEWAY, MT 59730-1501

JOHN WITTY  
10416 NEWBERRY PARK LANE  
CHARLOTTE, NC 28277-2343

CHRISTOPHER J FRANCIS  
PO BOX 15  
GALLATIN GATEWAY, MT 59730-0015

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY  
BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

**Priority Date:** MARCH 30, 1935

**Enforceable Priority Date:** MARCH 30, 1935

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 2.41 CFS

**Maximum Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT  
PUT TO HISTORICAL AND BENEFICIAL USE.

**Climatic Area:** 5 - LOW

**Maximum Acres:** 63.50

**Source Name:** STINE 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>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNESE	25	1S	12W	BEAVERHEAD

**Period of Diversion:** APRIL 15 TO NOVEMBER 4

**Diversion Means:** HEADGATE

**Period of Use:** APRIL 15 to NOVEMBER 4

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2.00		NWNWNW	30	1S	11W	BEAVERHEAD
2	21.25		NENE	25	1S	12W	BEAVERHEAD
3	28.25		SENE	25	1S	12W	BEAVERHEAD
4	3.50		SWNE	25	1S	12W	BEAVERHEAD
5	8.50		NESE	25	1S	12W	BEAVERHEAD
<b>Total:</b>	63.50						
<b>Geocodes/Valid:</b>		18-0878-25-1-02-03-0000 - Y		18-0878-25-1-02-05-0000 - Y			
		18-0878-25-1-02-07-0000 - Y		18-0878-25-1-04-01-0000 - Y			
		18-0878-25-1-04-05-0000 - Y		18-0878-25-4-01-01-0000 - 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.

49585-00 49587-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/04/1998: MAXIMUM ACRES, PLACE OF USE.

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/19/2007. WITTY TO FRANCIS. WITTY RETAINS PARCEL 2A AND FRANCIS IS TRANSFERRED PACEL 2B LOCATED IN THE NE OF SEC. 25.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 08/20/1987.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 09/04/1985.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/28/1988.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/03/1993.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/14/1989.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 40290 RECEIVED 07/28/2006.

OWNERSHIP UPDATE TYPE 608 # 47923 RECEIVED 07/19/2007.

OWNERSHIP UPDATE TYPE DOR # 110029 RECEIVED 05/01/2013.

OWNERSHIP UPDATE TYPE DOR # 128007 RECEIVED 10/01/2014.

OWNERSHIP UPDATE TYPE DOR # 134963 RECEIVED 11/21/2014.

OWNERSHIP UPDATE TYPE 608 # 201447 RECEIVED 02/13/2020.

OWNERSHIP UPDATE TYPE DOR # 205683 RECEIVED 06/18/2020.