

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 5035-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: MARKS FARMS
14105 HELLGATE LN
CLINTON, MT 59825-9715

Priority Date: DECEMBER 31, 1869
Enforceable Priority Date: DECEMBER 31, 1869

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.88 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: 535.00

Source Name: RAY 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		NWNESW	6	7N	3E	BROADWATER

Period of Diversion: APRIL 15 TO OCTOBER 19

Diversion Means: HEADGATE

Ditch Name: CARL DITCH

2		NENWSE	1	7N	2E	BROADWATER
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Period of Diversion: APRIL 15 TO OCTOBER 19

Diversion Means: HEADGATE

3		SWSENW	2	7N	2E	BROADWATER
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Period of Diversion: APRIL 15 TO OCTOBER 19

Diversion Means: HEADGATE

Ditch Name: CARL DITCH

Period of Use: APRIL 15 to OCTOBER 19

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	240.00		S2	1	7N	2E	BROADWATER
2	160.00		SE	2	7N	2E	BROADWATER
3	135.00		SW	2	7N	2E	BROADWATER
Total:	535.00						

Geocodes/Valid: 43-1591-01-3-01-01-0000 - Y 43-1591-02-4-01-01-0000 - 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.

5032-00 5033-00 5034-00 5035-00 5036-00

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5032-00 5033-00 5034-00 5035-00 5036-00 34383-00 34385-00
85620-00 86073-00

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE.

5032-00 5033-00 5034-00 5035-00 5036-00 21626-00 119460-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/29/86: MAXIMUM ACRES, PLACE OF USE.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE ASSOCIATED. THEY HAVE OVERLAPPING PLACES OF USE. W005033-00, W005034-00, W005035-00, W005036-00, W034383-00, W034385-00.

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

AUTHORIZATION TO CHANGE ISSUED 06/20/86, REVOKED 12/89. SEE T073863-00-411.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/01/91.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/04/98.

THE BROADWATER COUNTY WATER RESOURCES SURVEY (1956) APPEARS TO INDICATE 466.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE PRIORITY DATE IS QUESTIONABLE. CASE NO. 20, BROADWATER COUNTY, DOES NOT SPECIFY A DAY AND MONTH. THE CLAIMS LISTED FOLLOWING THIS STATEMENT HAVE VARYING PRIORITY DATES. W005035-00, W027418-00.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.