

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: 40F 130018-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: JOHNSON CATTLE CO INC
PO BOX 989
BROWNING, MT 59417

Priority Date: APRIL 10, 1898
Enforceable Priority Date: APRIL 10, 1898

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 5.40 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: 608.26

Source Name: MILK RIVER, SOUTH FORK
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		SWNWNE	4	35N	11W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 15
Diversion Means: HEADGATE

Period of Use: MAY 1 to SEPTEMBER 15

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	38.00		NW	26	36N	11W	GLACIER
2	37.00		S2NE	27	36N	11W	GLACIER
3	15.00		SENE	27	36N	11W	GLACIER
4	60.83		SE	27	36N	11W	GLACIER
5	108.43		SW	27	36N	11W	GLACIER
6	139.00		E2	33	36N	11W	GLACIER
7	210.00		W2	34	36N	11W	GLACIER
Total:	608.26						

Geocodes/Valid: 38-4843-26-3-01-01-0000 - Y 38-4843-27-1-01-01-0000 - Y
38-4843-33-4-01-01-0000 - Y 38-4843-34-1-02-02-0000 - Y

Remarks:

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.

129979-00 130018-00

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

THE GLACIER COUNTY WATER RESOURCES SURVEY (1969) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE GLACIER COUNTY WATER RESOURCES SURVEY FIELD NOTES 1969 INDICATES THE PLACE OF USE WAS LAST IRRIGATED SOMETIME PRIOR TO 1960.

Remarks:

USDA AERIAL PHOTOGRAPH NO(S). 182-109 , DATED 09/06/1982 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE - MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.