

STATE OF MONTANA  
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION  
1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

# GENERAL ABSTRACT

**See most recent Authorization for current water right details.**

**Water Right Number:** 40J 40185-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** NORTH CHINOOK IRRIGATION ASSN  
PO BOX 1417  
CHINOOK, MT 59523

**Priority Date:** AUGUST 28, 1905

**Enforceable Priority Date:** AUGUST 28, 1905

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 125.00 CFS

**Maximum Volume:** 10,750.00 AC-FT

**Climatic Area:** 2 - MODERATELY HIGH

**Maximum Acres:** 2,148.60

**Source Name:** LODGE 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         |                 | NENESW         | 3          | 35N        | 17E        | BLAINE        |

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DIVERSION DAM

**Reservoir:** OFF STREAM **Reservoir Name** 4

| <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------------|----------------|------------|------------|------------|---------------|
|                 | E2W2NE         | 25         | 35N        | 18E        | BLAINE        |

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 16.70 FEET

**Depth:** 13.70 FEET

**Surface Area:** 1,535.76 ACRES

**Current Capacity:** 8,428.00 ACRE-FEET

**Reservoir:** OFF STREAM

| <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------------|----------------|------------|------------|------------|---------------|
|                 | W2SENE         | 8          | 34N        | 19E        | BLAINE        |

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 20.00 FEET

**Depth:** 25.00 FEET

**Surface Area:** 14.00 ACRES

**Current Capacity:** 140.00 ACRE-FEET

**Reservoir:** OFF STREAM

| <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------------|----------------|------------|------------|------------|---------------|
|                 | E2NESW         | 17         | 34N        | 19E        | BLAINE        |

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 35.00 FEET

**Depth:** 45.00 FEET

**Surface Area:** 8.00 ACRES

**Current Capacity:** 144.00 ACRE-FEET

**Reservoir:** OFF STREAM

| <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|-----------------|----------------|------------|------------|------------|---------------|
|                 | NWSESW         | 17         | 34N        | 19E        | BLAINE        |

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 40.00 FEET

**Depth:** 30.00 FEET

**Surface Area:** 5.00 ACRES

**Current Capacity:** 60.00 ACRE-FEET

**Reservoir:** OFF STREAM

|                 |                |            |            |            |               |
|-----------------|----------------|------------|------------|------------|---------------|
| <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|                 | SESENE         | 33         | 34N        | 19E        | BLAINE        |

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 13.00 FEET

**Depth:** 10.00 FEET

**Surface Area:** 0.80 ACRES

**Current Capacity:** 3.20 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA FOR RESERVOIR LOCATED IN THE SESENE OF SEC 33 TWP 34N RGE 19E HAS BEEN ESTIMATED BY DNRC. SEE CLAIM FILE FOR RESERVOIR DATA.

**Period of Use:** JANUARY 1 to DECEMBER 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         | 2.00         |                 | W2W2NE         | 3          | 33N        | 19E        | BLAINE        |
| 2         | 67.10        |                 | W2             | 3          | 33N        | 19E        | BLAINE        |
| 3         | 21.00        |                 | NENE           | 10         | 33N        | 19E        | BLAINE        |
| 4         | 52.90        |                 | S2NE           | 10         | 33N        | 19E        | BLAINE        |
| 5         | 28.40        |                 | E2NW           | 10         | 33N        | 19E        | BLAINE        |
| 6         | 25.00        |                 | SWNE           | 1          | 34N        | 18E        | BLAINE        |
| 7         | 22.90        |                 | E2NW           | 1          | 34N        | 18E        | BLAINE        |
| 8         | 9.00         |                 | E2NESW         | 1          | 34N        | 18E        | BLAINE        |
| 9         | 36.20        |                 | NE             | 11         | 34N        | 18E        | BLAINE        |
| 10        | 27.60        |                 | NENE           | 12         | 34N        | 18E        | BLAINE        |
| 11        | 19.50        |                 | SWNW           | 12         | 34N        | 18E        | BLAINE        |
| 12        | 121.30       |                 | S2             | 12         | 34N        | 18E        | BLAINE        |
| 13        | 35.70        |                 | N2NE           | 13         | 34N        | 18E        | BLAINE        |
| 14        | 9.00         |                 | E2NENW         | 13         | 34N        | 18E        | BLAINE        |
| 15        | 27.50        |                 | SESE           | 1          | 34N        | 19E        | BLAINE        |
| 16        | 50.00        |                 | W2NW           | 6          | 34N        | 19E        | BLAINE        |
| 17        | 33.70        |                 | S2SW           | 6          | 34N        | 19E        | BLAINE        |
| 18        | 74.40        |                 | NW             | 7          | 34N        | 19E        | BLAINE        |
| 19        | 109.20       |                 | SE             | 7          | 34N        | 19E        | BLAINE        |
| 20        | 71.10        |                 | SW             | 7          | 34N        | 19E        | BLAINE        |
| 21        | 17.00        |                 | S2S2NW         | 8          | 34N        | 19E        | BLAINE        |
| 22        | 156.50       |                 | S2             | 8          | 34N        | 19E        | BLAINE        |
| 23        | 238.90       |                 |                | 17         | 34N        | 19E        | BLAINE        |
| 24        | 48.10        |                 | NE             | 18         | 34N        | 19E        | BLAINE        |
| 25        | 28.90        |                 | N2             | 19         | 34N        | 19E        | BLAINE        |
| 26        | 27.80        |                 | NWSE           | 19         | 34N        | 19E        | BLAINE        |
| 27        | 149.50       |                 | N2             | 20         | 34N        | 19E        | BLAINE        |
| 28        | 19.60        |                 | NESE           | 20         | 34N        | 19E        | BLAINE        |
| 29        | 37.50        |                 | NWSE           | 20         | 34N        | 19E        | BLAINE        |
| 30        | 63.00        |                 | S2SE           | 20         | 34N        | 19E        | BLAINE        |
| 31        | 22.50        |                 | E2SW           | 20         | 34N        | 19E        | BLAINE        |
| 32        | 11.20        |                 | SWSW           | 21         | 34N        | 19E        | BLAINE        |
| 33        | 9.00         |                 | NWNW           | 28         | 34N        | 19E        | BLAINE        |
| 34        | 3.80         |                 | SENW           | 28         | 34N        | 19E        | BLAINE        |
| 35        | 17.50        |                 | S2             | 28         | 34N        | 19E        | BLAINE        |
| 36        | 108.90       |                 | E2             | 29         | 34N        | 19E        | BLAINE        |
| 37        | 56.70        |                 | E2E2           | 33         | 34N        | 19E        | BLAINE        |
| 38        | 4.00         |                 | SWNW           | 34         | 34N        | 19E        | BLAINE        |
| 39        | 33.90        |                 | N2SW           | 34         | 34N        | 19E        | BLAINE        |
| 40        | 15.60        |                 | SWSW           | 34         | 34N        | 19E        | BLAINE        |
| 41        | 30.00        |                 | NE             | 21         | 35N        | 18E        | BLAINE        |
| 42        | 12.00        |                 | S2S2S2         | 23         | 35N        | 18E        | BLAINE        |
| 43        | 10.00        |                 | SW             | 25         | 35N        | 18E        | BLAINE        |
| 44        | 88.80        |                 | N2             | 26         | 35N        | 18E        | BLAINE        |
| 45        | 18.00        |                 | N2SE           | 26         | 35N        | 18E        | BLAINE        |
| 46        | 27.00        |                 | W2NE           | 30         | 35N        | 19E        | BLAINE        |
| 47        | 32.30        |                 | E2NW           | 30         | 35N        | 19E        | BLAINE        |
| 48        | 7.10         |                 | N2NWSE         | 30         | 35N        | 19E        | BLAINE        |
| 49        | 10.00        |                 | NESW           | 30         | 35N        | 19E        | BLAINE        |

**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> |
|-----------|--------------|-----------------|----------------|------------|------------|------------|---------------|
| Total:    | 2,148.60     |                 |                |            |            |            |               |

Geocodes/Valid: -- NO VALID GEOCODES --

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**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.

33440-00 40185-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/01/1991: TYPE OF IRRIGATION, POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, VOLUME, PERIOD OF USE, PRIORITY DATE. STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

PARENT FILE FOR THIS RIGHT IS 40184-00.

CLAIM NOS. 124414-00 AND 40185-00 MAY BE REDUNDANT CLAIMS ON THE SAME HISTORIC APPROPRIATION OF WATER. IT APPEARS ONLY ONE WATER RIGHT IS INVOLVED.

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

THE CLAIMED PERIOD OF USE EXCEEDS THE USUAL GROWING SEASON FOR THIS CLIMATIC AREA WHICH IS APRIL 1 TO OCTOBER 31.

THE BLAINE COUNTY WATER RESOURCES SURVEY ( 1967 ) APPEARS TO INDICATE 1515.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 578-138, 578-140, 578-43, 578-152 AND 578-255 , DATED 07/03/1981 , APPEARS TO INDICATE 1899.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.