

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 154826-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: ANDERSON, C F FAMILY PARTNERSHIP
223 COMMONS WAY
KALISPELL, MT 59901

SCHULZ, VICKI FEY FAMILY PARTNERSHIP
139 JUNIPER BEND DR
KALISPELL, MT 59901

Priority Date: JUNE 1, 1946

Enforceable Priority Date: JUNE 1, 1946

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Maximum Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Maximum Volume: 1,080.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 270.00

Source Name: UNNAMED TRIBUTARY OF MINERS COULEE

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		SESWNW	27	37N	2E	TOOLE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ON STREAM **Reservoir Name** BIG LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESWNW	27	37N	2E	TOOLE

Diversion to Reservoir: DIVERSION # 1

Dam Height: 10.00 FEET

Depth: 8.00 FEET

Surface Area: 30.00 ACRES

Current Capacity: 96.00 ACRE-FEET

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

Period of Use: APRIL 1 to NOVEMBER 1

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	9.00		S2S2SE	24	37N	2E	TOOLE
2	221.00			25	37N	2E	TOOLE
3	23.00		SESE	26	37N	2E	TOOLE
4	15.00		NENE	35	37N	2E	TOOLE
5	2.00		W2NWNW	36	37N	2E	TOOLE
Total:	270.00						

Geocodes/Valid: 21-4958-24-3-01-01-0000 - Y 21-4958-25-3-01-01-0000 - Y

21-4958-25-4-01-01-0000 - Y 21-4958-26-4-01-01-0000 - Y

21-4958-35-1-01-01-0000 - Y

Remarks:

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.

154801-00 154803-00 154809-00 154815-00 154823-00 154825-00 154826-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/25/1990: PLACE OF USE, MAXIMUM ACRES, FLOW RATE, VOLUME.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 93262 RECEIVED 11/16/2011.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 10/01/2012, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY STATE LANDS.

USDA AERIAL PHOTOGRAPH NO(S). 278-29 , DATED 08/10/1979 , APPEARS TO INDICATE 194 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). ZQ-2GG-102 , DATED 06/28/1966 , APPEARS TO INDICATE 143 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED VOLUME APPEARS TO BE EXCESSIVE FOR THE CLAIMED PURPOSE. THE CLAIMED VOLUME EQUALS 11.2 TIMES THE CAPACITY OF THE RESERVOIR.

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