

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: 40I 155351-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
DUSTIN D HOFELDT
20495 BARNEY OLSON RD
CHINOOK, MT 59523-9241

VICKI HOFELDT
20495 BARNEY OLSON RD
CHINOOK, MT 59523-9241

DOUGLAS F HOFELDT
20485 BARNEY OLSON RD
CHINOOK, MT 59523

Priority Date: SEPTEMBER 1, 1913
Enforceable Priority Date: SEPTEMBER 1, 1913

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD
Maximum Flow Rate: 5.00 CFS
Maximum Volume: 640.00 AC-FT
Climatic Area: 2 - MODERATELY HIGH
Maximum Acres: 710.00

Source Name: PEOPLES 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		NWNENE	10	29N	20E	BLAINE

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: HEADGATE

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESESW	36	30N	20E	BLAINE

Diversion to Reservoir: DIVERSION # 1

Dam Height: 20.00 FEET
Surface Area: 70.00 ACRES
Current Capacity: 476.00 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	11.00		N2N2NE	1	29N	20E	BLAINE
2	36.00		NWNE	4	29N	21E	BLAINE
3	8.00		E2NENW	4	29N	21E	BLAINE
4	3.00		N2NWNE	6	29N	21E	BLAINE
5	28.00		N2NW	6	29N	21E	BLAINE
6	73.00		SE	36	30N	20E	BLAINE
7	14.00		SESW	36	30N	20E	BLAINE
8	16.00		N2NE	31	30N	21E	BLAINE
9	193.00		S2	31	30N	21E	BLAINE
10	51.00		S2N2	32	30N	21E	BLAINE
11	159.00		S2	32	30N	21E	BLAINE
12	10.00		W2SWNE	33	30N	21E	BLAINE
13	8.00		S2S2NW	33	30N	21E	BLAINE
14	3.00		W2NWSE	33	30N	21E	BLAINE
15	20.00		SWSE	33	30N	21E	BLAINE

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>
16	64.00		N2SW	33	30N	21E	BLAINE
17	13.00		SESW	33	30N	21E	BLAINE
Total:	710.00						

<u>Geocodes/Valid:</u>		
	24-4122-01-1-01-01-0000 - Y	24-4123-04-1-02-01-0000 - Y
	24-4123-06-1-01-01-0000 - Y	24-4229-36-4-01-01-0000 - Y
	24-4230-31-3-04-01-0000 - Y	24-4230-32-1-01-01-0000 - Y
	24-4230-32-2-01-01-0000 - Y	24-4230-32-2-02-01-0000 - Y
	24-4230-32-4-04-01-0000 - Y	24-4230-33-1-01-01-0000 - 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.

155313-00 155323-00 155325-00 155333-00 155334-00 155335-00 155351-00
155353-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/02/1993: PLACE OF USE, MAXIMUM ACRES.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/01/1984.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 41648 RECEIVED 09/18/2006.

OWNERSHIP UPDATE TYPE 608 # 115996 RECEIVED 12/11/2013.

DURING THE PROCEEDINGS IN CASE WC-2000-04 THE CLAIMANT FILED AN AMENDMENT SPECIFYING CHANGES TO THE MAXIMUM ACRES AND PERIOD OF USE. THESE HAVE NOT BEEN IMPLEMENTED AS THEY ARE CONTINGENT UPON RATIFICATION OF THE FORT BELKNAP-MONTANA COMPACT.

CLAIMANT DOCUMENTATION INDICATES THE PORTION OF THE PLACE OF USE MADE UP OF PARCELS NUMBER 01 THRU 05 WAS LAST IRRIGATED IN 1942.

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