

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: 41P 159419-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: GRUBB, MARK RANCH INC
3203 WESTRIDGE RD
CONRAD, MT 59425

Priority Date: FEBRUARY 1, 1926

Enforceable Priority Date: FEBRUARY 1, 1926

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

THE CLAIMANT ALSO HAS SHARES WITH THE PONDERA COUNTY CANAL AND RESERVOIR COMPANY DEPENDENT OF WATER AVAILABILITY, THE CLAIMANT CAN USE THIS WATER RIGHT CLAIM, THE SHARES OR BOTH FOR THEIR IRRIGATION.

Maximum Flow Rate: 5.35 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: 144.70

Source Name: SWIFT 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		NENENW	3	29N	2W	PONDERA

Period of Diversion: MAY 1 TO NOVEMBER 1

Diversion Means: DAM

Reservoir: ON STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NENENW	3	29N	2W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 18.00 FEET

Depth: 15.00 FEET

Surface Area: 3.33 ACRES

Current Capacity: 19.98 ACRE-FEET

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

Period of Use: MAY 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	45.70		W2SE	34	30N	2W	PONDERA
2	59.00		E2SW	34	30N	2W	PONDERA
3	2.50		NWSW	34	30N	2W	PONDERA
4	37.50		SWSW	34	30N	2W	PONDERA
Total:	144.70						

Geocodes/Valid: 26-4206-34-3-01-01-0000 - Y 26-4206-34-3-02-01-0000 - 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.

159419-00 159420-00

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/5/2008: MEANS OF DIVERSION,
PLACE OF USE, MAXIMUM ACRES, FLOW RATE, VOLUME.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/15/90.