

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 161008-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** MARIAS RIVER BIRD PRESERVE  
200 HUBBART DAM RD  
MARION, MT 59925

**Priority Date:** MARCH 10, 1902

**Enforceable Priority Date:** MARCH 10, 1902

**Type of Historical Right:** FILED

**Purpose (use):** STOCK

**Maximum Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM. THE FLOW RATE IS LIMITED TO THE MINIMUM AMOUNT HISTORICALLY NECESSARY TO SUSTAIN THIS PURPOSE.

**Maximum Volume:** THIS RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

**Source Name:** MURRAY SPRINGS COULEE

**Source Type:** SURFACE WATER

**Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWNE	23	31N	4W	PONDERA
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
2		SENE	23	31N	4W	PONDERA
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
3		SWNE	23	31N	4W	PONDERA
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
4		NESE	23	31N	4W	PONDERA
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
5		NWSW	24	31N	4W	PONDERA
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
6		SESW	24	31N	4W	PONDERA
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
7		SWSW	24	31N	4W	PONDERA
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
8		NENW	25	31N	4W	PONDERA
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						
9		SENW	25	31N	4W	PONDERA
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> LIVESTOCK DIRECT FROM SOURCE						

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10		NESW	25	31N	4W	PONDERA

**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

11		SESW	25	31N	4W	PONDERA
----	--	------	----	-----	----	---------

**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

**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			NWNE	23	31N	4W	PONDERA
2			SENE	23	31N	4W	PONDERA
3			SWNE	23	31N	4W	PONDERA
4			NESE	23	31N	4W	PONDERA
5			NWSW	24	31N	4W	PONDERA
6			SESW	24	31N	4W	PONDERA
7			SWSW	24	31N	4W	PONDERA
8			NENW	25	31N	4W	PONDERA
9			SENW	25	31N	4W	PONDERA
10			NESW	25	31N	4W	PONDERA
11			SESW	25	31N	4W	PONDERA

**Geocodes/Valid:** 26-4313-23-1-01-01-0000 - Y      26-4313-23-1-03-01-0000 - Y  
 26-4313-24-3-02-01-0000 - Y      26-4313-25-1-01-01-0000 - Y  
 26-4313-25-2-01-01-0000 - Y

**Remarks:**

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

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 16487 RECEIVED 09/08/2004.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 12/07/2007, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY WENZEL FARMS INC, PO BOX 96, VALIER, MT, 59486-0096.

ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 07/15/2010, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY BIG FLAT COULEE, LLC, 554 E LINGS RD, CONRAD, MT, 59425-9307.