

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 161229-00 STATEMENT OF CLAIM

Version: 3 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: CHERYL E CURRY
130 CURRY RD
VALIER, MT 59486

DALE J SEIFERT
2650 BULLHEAD RD
CONRAD, MT 59425-9004

LEE S SEIFERT
PO BOX 772
CUT BANK, MT 59427

DONALD F SEIFERT
5700 FOWLER LN
BOZEMAN, MT 59718

STARBUCK, SANDRA L REVOCABLE TRUST
PO BOX 1107
ANACORTES, WA 98221

Priority Date: JUNE 20, 1972

Enforceable Priority Date: JUNE 20, 1972

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Maximum Flow Rate: 1.89 CFS

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 31.60

Source Name: SCHULTZ 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		NWNWSW	3	30N	3W	PONDERA

Period of Diversion: JUNE 1 TO AUGUST 15

Diversion Means: PUMP

Period of Use: JUNE 1 to AUGUST 15

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	21.20		W2SW	3	30N	3W	PONDERA
2	2.00		SESENE	4	30N	3W	PONDERA
3	8.40		NESE	4	30N	3W	PONDERA

Total: 31.60

Geocodes/Valid: 26-4205-03-1-01-01-0000 - Y 26-4205-03-4-04-04-0000 - Y

26-4205-04-1-04-01-0000 - Y

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/30/04: SOURCE, PERIOD OF USE.

THE WATER RIGHTS LISTED IN THIS REMARK ARE ASSOCIATED. THEY SHARE THE SAME PUMP. THE TOTAL FLOW RATE FOR THESE CLAIMS CANNOT EXCEED THE HISTORICAL 850.00 GPM CAPACITY OF THAT PUMP. 161227-00, 161229-00, 161230-00

THE AVERAGE USE OF THIS CLAIM APPEARS TO HAVE BEEN ONCE EVERY THREE OR FOUR YEARS DEPENDING ON PRECIPITATION, WATER AVAILABILITY, AND TIME TO DEVOTE TO IRRIGATION.

Remarks:

THE CLAIM WAS PART OF A CERTIFICATION CASE REFERRED TO THE MONTANA WATER COURT UNDER SECTION 85-2-309 (2), MCA. THE ELEMENTS OF THE CLAIM MAY HAVE BEEN AMENDED BY THE WATER COURT AS A RESULT OF THESE PROCEEDINGS. SEE THE CLAIM FILE OR WATER COURT CASE WC2004-04 FOR MORE INFORMATION.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/08/95.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 44467 RECEIVED 02/20/2007.

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

THE TOTAL FLOW RATE FOR THESE CLAIMS CANNOT EXCEED THE HISTORICAL 850.00 GPM CAPACITY OF THE PUMP. 161227-00, 161229-00, 161230-00

USDA AERIAL PHOTOGRAPH NO. 178-53, DATED 08/10/79, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USGS ORTHOPHOTO QUAD LEDGER NW, DATED 07/20/91, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.