

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 167170-00 STATEMENT OF CLAIM
Version: 2 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: NELSON FARM & RANCH OF VALIER
8031 BULLHEAD RD
VALIER, MT 59486

JUSTIN L NELSON
8031 BULLHEAD RD
VALIER, MT 59486-5172

STEPHANIE M NELSON
8031 BULLHEAD RD
VALIER, MT 59486-5172

JAMES L NELSON
8031 BULLHEAD RD
VALIER, MT 59486-5172

OWNER JAMES L NELSON RETAINED. CONTRACT FOR DEED INTEREST.
OWNER NELSON FARM & RANCH OF VALIER RETAINED. CONTRACT FOR DEED INTEREST.

Priority Date: SEPTEMBER 29, 1920

Enforceable Priority Date: SEPTEMBER 29, 1920

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Maximum Flow Rate: 800.00 GPM

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: 70.00

Source Name: BULLHEAD 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		NENESW	10	30N	4W	PONDERA

Period of Diversion: JUNE 1 TO AUGUST 31

Diversion Means: PUMP

Period of Use: JUNE 1 to AUGUST 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	70.00		N2NW	10	30N	4W	PONDERA

Total: 70.00

Geocodes/Valid: 26-4204-10-1-01-01-0000 - Y

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE ASSOCIATED. THEY SHARE THE SAME PUMP. THE TOTAL FLOW RATE FOR THESE CLAIMS CANNOT EXCEED THE HISTORICAL 800 GPM CAPACITY OF THAT PUMP. 167168-00 167170-00

THIS CLAIM WAS HISTORICALLY USED TO IRRIGATED ABOUT HALF OF THE CLAIMED PLACE OF USE DURING ANY IRRIGATION SEASON. THE AVERAGE USE OF THE CLAIM APPEARS TO HAVE BEEN ONCE EVERY THREE OR FOUR YEARS DEPENDING ON CROP ROTATION, PRECIPITATION, AND WATER AVAILABILITY.

THIS 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.

Remarks:

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/17/92.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 6368 RECEIVED 01/03/2003.

OWNERSHIP UPDATE TYPE DOR # 93170 RECEIVED 12/15/2010.

OWNERSHIP UPDATE TYPE DOR # 132108 RECEIVED 01/02/2014.