

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:** 41O 167249-00 STATEMENT OF CLAIM  
**Version:** 2 -- POST DECREE  
**Version Status:** ACTIVE

**Owners:** JEFFREY E CORNELL  
3859 HWY 93 W  
WHITEFISH, MT 59937  
JUDITH C CORNELL  
3859 HWY 93 W  
WHITEFISH, MT 59937

**Priority Date:** JUNE 25, 1942  
**Enforceable Priority Date:** JUNE 25, 1942

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION  
**Irrigation Type:** FLOOD

**Maximum Flow Rate:** NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

**Maximum Volume:** 34.16 AC-FT  
**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 222.33

**Source Name:** MCCORMACK 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		NENWNW	36	25N	4W	TETON

**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**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>
	NWNW	36	25N	4W	TETON

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 7.00 FEET  
**Depth:** 10.00 FEET  
**Surface Area:** 13.75 ACRES  
**Current Capacity:** 55.00 ACRE-FEET

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

**Period of Use:** APRIL 1 to OCTOBER 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	80.00		NE	36	25N	4W	TETON
2	40.00		NENW	36	25N	4W	TETON
3	22.96		NWNW	36	25N	4W	TETON
4	39.37		SENW	36	25N	4W	TETON
5	40.00		SWNW	36	25N	4W	TETON
<b>Total:</b>	222.33						

**Geocodes/Valid:** 31-3607-36-2-01-01-0000 - 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.

167249-00 167250-00 167251-00

**Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/21/2003: MAXIMUM ACRES, PLACE OF USE, PERIOD OF USE.

THIS CLAIM IS SUBJECT TO THE TERMS OF A STIPULATION FILED WITH THE MONTANA WATER COURT ON JULY 2, 2009. SEE THE CLAIM FILE OR CASE 41O-114 FOR MORE INFORMATION.

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

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 58600 RECEIVED 05/22/2008.

OWNERSHIP UPDATE TYPE DOR # 80509 RECEIVED 12/19/2008.