

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: 39FJ 173186-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE
Version Status: ACTIVE

Owners: LUELLA E STRANGFORD
PO BOX 385
EKALAKA, MT 59324

Priority Date: APRIL 15, 1887
Enforceable Priority Date: APRIL 15, 1887

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: WATER SPREADING

Maximum Flow Rate: RUNOFF

Maximum Volume: 212.10 AC-FT
Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 101.00

Source Name: RUSSELL 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		NWNWSE	32	2N	58E	CARTER

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: HEADGATE

Reservoir: OFF STREAM
Govt Lot **Qtr Sec** **Sec** **Twp** **Rge** **County**
NESWNE 32 2N 58E CARTER

Diversion to Reservoir: DIVERSION # 1

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	46.00		N2NE	31	2N	58E	CARTER
2	30.00		NWSE	30	2N	58E	CARTER
3	16.00		E2SWSE	30	2N	58E	CARTER
4	4.00		NWSESE	30	2N	58E	CARTER
5	5.00		NENENW	31	2N	58E	CARTER
Total:	101.00						

Geocodes/Valid: 42-1168-30-4-01-01-A400 - Y 42-1168-31-1-01-01-0000 - Y
42-1168-31-1-02-01-0000 - Y

Remarks:

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/02/95.

ON 09/30/2002 DNRC FILED A MEMO STATING THAT THE POINT OF DIVERSION AND MEANS OF DIVERSION IS INCORRECT.

PER W.R.ADJ.R. 8, THIS CLAIM SHOULD BE CALLED IN ON MOTION OF THE WATER COURT TO ADDRESS ISSUES WITH THE FLOW RATE, VOLUME, IRRIGATION TYPE, AND THE RESERVOIR RECORD.

WHEN THIS CLAIM WAS ORIGINALLY DECREED, THE PERIOD OF DIVERSION WAS NOT INCLUDED AS AN ELEMENT OF THE CLAIM. IN 2008, THE PERIOD OF DIVERSION ELEMENT WAS ADDED TO ALL CLAIM ABSTRACTS. IT IS NOT CERTAIN IF THE PERIOD OF DIVERSION DATES ADDED TO THIS CLAIM ACCURATELY REFLECT THE HISTORICAL PERIOD OF DIVERSION. MORE INFORMATION IS REQUIRED.