

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: 41M 175876-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: ROBERT E WELLMAN JR
14779 VALIER CUT BANK HWY
VALIER, MT 59486-5316
JOAN P WELLMAN
14779 VALIER CUT BANK HWY
VALIER, MT 59486-5316

Priority Date: JULY 18, 1954
Enforceable Priority Date: JULY 18, 1954

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 400.00 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: 160.00

Source Name: TWO MEDICINE RIVER
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		NESWNE	5	31N	7W	PONDERA

Period of Diversion: MAY 1 TO JULY 31
Diversion Means: PUMP

2		SWSWNE	5	31N	7W	PONDERA
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Period of Diversion: MAY 1 TO JULY 31
Diversion Means: HEADGATE

Ditch Name: LENOIR DITCH

Period of Use: MAY 1 to JULY 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		W2SW	4	31N	7W	PONDERA
2	10.00		S2SENE	5	31N	7W	PONDERA
3	40.00		NESE	5	31N	7W	PONDERA
4	30.00		SESE	5	31N	7W	PONDERA
Total:	160.00						

Geocodes/Valid: 26-4310-04-3-02-01-0000 - Y 26-4310-05-4-01-02-0000 - Y

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.
THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 2923 RECEIVED 05/20/2002.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
THE PONDERA COUNTY WATER RESOURCES SURVEY (1964) APPEARS TO INDICATE 36.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.
USDA AERIAL PHOTOGRAPH NO(S). 282-44 , DATED 09/06/1982 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

Remarks:

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE - MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.