

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 184538-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: HELEN H ELLIOTT
PO BOX 924
CONRAD, MT 59425

ELLIOTT, EVERETT C REVOCABLE TRUST B
ELLIOTT, DANNY D & ELLIOTT, HELEN H, CO-TRUSTEES
PO BOX 924
CONRAD, MT 59425-0924

Priority Date: JULY 11, 1902
Enforceable Priority Date: JULY 11, 1902

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate:

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 735.00

Source Name: UNNAMED TRIBUTARY OF MARIAS RIVER, DRY FORK
Source Type: SURFACE WATER

ALSO KNOWN AS WELCH COULEE

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	1	NENE	2	28N	3W	PONDERA

Period of Diversion: APRIL 15 TO SEPTEMBER 15

Diversion Means: DAM

Ditch Name: ELLIOTT DITCH

2		W2SESE	3	28N	3W	PONDERA
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Period of Diversion: APRIL 15 TO SEPTEMBER 15

Diversion Means: PUMP

Reservoir: ON STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	NENE	2	28N	3W	PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 13.00 FEET

Depth: 10.00 FEET

Surface Area: 1.50 ACRES

Current Capacity: 6.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: APRIL 15 to SEPTEMBER 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	320.00		N2	1	28N	3W	PONDERA
2	80.00		S2NW	2	28N	3W	PONDERA
3	135.00		SE	2	28N	3W	PONDERA
4	80.00		N2SW	2	28N	3W	PONDERA
5	120.00		E2E2	3	28N	3W	PONDERA
Total:	735.00						

Geocodes/Valid: 26-3987-01-1-01-01-0000 - Y 26-3987-02-1-03-04-0000 - Y

26-3987-02-4-01-02-0000 - Y

26-3987-03-1-01-01-0000 - Y

Remarks:

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 642 # 143474 RECEIVED 06/10/2016.

NO QUANTIFIED FLOW RATE HAS BEEN CLAIMED.

USDA AERIAL PHOTOGRAPH NO. 278-144 , DATED 09/22/1979 APPEARS TO INDICATE 43.63 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). 7R-2T-148 , DATED 06/23/1957 , APPEARS TO INDICATE 128.98 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED MAY BE QUESTIONABLE. REVIEW OF AVAILABLE DATA APPEARS TO INDICATE FEWER ACRES MAY HAVE BEEN IRRIGATED THAN HAS BEEN CLAIMED.

THE LEGAL LAND DESCRIPTION FOR POINT OF DIVERSION NO. 1 COULD NOT BE REFINED FROM INFORMATION IN THE FILE. THIS CLAIMED POINT OF DIVERSION CANNOT BE CONFIRMED.