

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: 41D 196273-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE
Version Status: ACTIVE

Owners: THOMAS F PENDERGAST
PO BOX 44
MELROSE, MT 59743-0044
JOAN E PENDERGAST
PO BOX 44
MELROSE, MT 59743-0044

Priority Date: DECEMBER 31, 1890
Enforceable Priority Date: DECEMBER 31, 1890

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER

Maximum Flow Rate: 2.23 CFS

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: 71.51

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF CAMP 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		W2SE	23	2S	9W	SILVER BOW

Period of Diversion: MAY 15 TO OCTOBER 4

Diversion Means: DRAIN DITCH

Ditch Name: TOM CONNER DRAIN DITCH

2		SESESW	23	2S	9W	SILVER BOW
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Period of Diversion: MAY 15 TO OCTOBER 4

Diversion Means: DRAIN DITCH

Ditch Name: TOM CONNER DRAIN DITCH

3		E2W2	26	2S	9W	SILVER BOW
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Period of Diversion: MAY 15 TO OCTOBER 4

Diversion Means: DRAIN DITCH

Ditch Name: TOM CONNER DRAIN DITCH

WATER DIVERTED FROM TOM CONNER DRAIN DITCH IS CONVEYED TO CAMP CREEK WHICH IS USED AS A NATURAL CARRIER TO A SECONDARY POINT OF DIVERSION IN THE NWNENE, SEC 35, TWP 02S, RGE 09W, MADISON COUNTY. THE PENDERGAST DITCH CONVEYS WATER TO THE PLACE OF USE.

PUMP LOCATED IN THE NWSWSE SEC 35 TWP 2S RGE 9W IS A SECONDARY MEANS OF DIVERSION.

Period of Use: MAY 15 to OCTOBER 4

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	4.00		S2NESE	35	2S	9W	MADISON
2	9.00		S2NWSE	35	2S	9W	MADISON
3	58.51		S2SE	35	2S	9W	MADISON
Total:	71.51						

Geocodes/Valid: 25-0780-35-4-01-01-0000 - Y 25-0780-35-4-01-05-0000 - Y

Remarks:

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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.

93416-00 196273-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/20/1995: SOURCE, POINT OF DIVERSION.

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/20/1988.