

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: 40B 199594-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: BRENDA K MARKS
4313 OLD CAT CREEK RD
WINNETT, MT 59087-9705

Priority Date: NOVEMBER 23, 1943
Enforceable Priority Date: NOVEMBER 23, 1943

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 3.14 GPM
THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT
PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 83.00

Source Name: BOX ELDER CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWN	WSW	14	15N	27E	PETROLEUM

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP

2		NWS	WSW	14	15N	27E	PETROLEUM
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Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP

3		SENE		22	15N	27E	PETROLEUM
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Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: PUMP

Period of Use: APRIL 15 to OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	23.00		S	WSW	14	15N	27E	PETROLEUM
2	40.00		N	WSE	15	15N	27E	PETROLEUM
3	20.00		N	ENE	22	15N	27E	PETROLEUM
Total:	83.00							

Geocodes/Valid: 55-2476-14-1-01-01-0000 - Y 55-2476-15-4-01-01-0000 - Y
55-2476-22-1-01-01-0000 - Y

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/25/2005: PLACE OF USE,
MAXIMUM ACRES.

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 118801 RECEIVED 11/20/2013.

OWNERSHIP UPDATE TYPE DOR # 128202 RECEIVED 09/09/2014.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

Remarks:

THE PETROLEUM COUNTY WATER RESOURCES SURVEY (1971) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO(S). 478-119 , DATED 07/27/1980 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.