

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 199596-00 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: DECEMBER 22, 1970

Enforceable Priority Date: DECEMBER 22, 1970

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Maximum Volume: 93.80 AC-FT

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 62.00

Source Name: FELDT COULEE

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		SESESE	4	15N	27E	PETROLEUM

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: DAM

HEADGATE USED AS AN ADDITIONAL MEANS OF DIVERSION.

Reservoir: ON STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESESE	4	15N	27E	PETROLEUM

Diversion to Reservoir: DIVERSION # 1

Dam Height: 18.00 FEET

Depth: 13.00 FEET

Surface Area: 18.00 ACRES

Current Capacity: 93.60 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

Period of Use: APRIL 1 to NOVEMBER 30

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	62.00		SE	9	15N	27E	PETROLEUM

Total: 62.00

Geocodes/Valid: 55-2476-09-4-01-01-0000 - Y

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

199596-00 199603-00

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 12/27/2007.

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.

Remarks:

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

THE PETROLEUM COUNTY WATER RESOURCES SURVEY (1971) APPEARS TO INDICATE 37 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 478-119 , DATED 07/27/1980 , APPEARS TO INDICATE 34 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.