

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 208140-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** WADE HOGE  
PO BOX 99  
GRASS RANGE, MT 59032-0099

**Priority Date:** JUNE 10, 1948  
**Enforceable Priority Date:** JUNE 10, 1948

**Type of Historical Right:** DECREED

**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:** 24.80 AC-FT  
**Climatic Area:** 2 - MODERATELY HIGH

**Maximum Acres:** 65.50

**Source Name:** YELLOW WATER 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	2	SENWNE	6	13N	25E	PETROLEUM

**Period of Diversion:** JANUARY 1 TO DECEMBER 31  
**Diversion Means:** DAM

**Reservoir:** ON STREAM **Reservoir Name** UPPER DAM  
**Govt Lot** **Qtr** **Sec** **Sec** **Twp** **Rge** **County**  
2 SENWNE 6 13N 25E PETROLEUM

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 13.00 FEET  
**Depth:** 10.00 FEET  
**Surface Area:** 3.00 ACRES  
**Current Capacity:** 12.00 ACRE-FEET

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

**Period of Use:** APRIL 1 to OCTOBER 31

**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	4.50	4	NWNWNW	5	13N	25E	PETROLEUM
2	6.00	1	NENENE	6	13N	25E	PETROLEUM
3	55.00		S2S2	32	14N	25E	PETROLEUM
<b>Total:</b>	<b>65.50</b>						

**Geocodes/Valid:** 55-2247-05-1-01-01-0000 - Y 55-2247-06-1-01-01-0000 - Y  
55-2372-32-3-03-01-0000 - Y

**Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/20/2007: PLACE OF USE, PERIOD OF USE.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/21/86.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/01/96.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/14/00.

**OWNERSHIP UPDATE RECEIVED**

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**Remarks:**

OWNERSHIP UPDATE TYPE 608 # 18171 RECEIVED 12/02/2004.

OWNERSHIP UPDATE TYPE DOR # 101927 RECEIVED 07/26/2012.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A DECREED RIGHT ON YELLOW WATER CREEK WITH A PRIORITY DATE PREDATING CASE NO. 20712, FERGUS COUNTY.