

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: 41U 215967-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE
Late Claim: B

Owners:
DAVID M HOON
5610 HWY 434
WOLF CREEK, MT 59648

TERI L HOON
5610 HWY 434
WOLF CREEK, MT 59648

Priority Date: JUNE 1, 1891
Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 07/02/96 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.75 CFS

Maximum Volume:
Climatic Area: 3 - MODERATE

Maximum Acres: 510.00

Source Name: DEARBORN RIVER, SOUTH FORK
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>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSWSW	21	17N	5W	LEWIS AND CLARK

Period of Diversion: MAY 1 TO OCTOBER 4

Diversion Means: HEADGATE

Ditch Name: GIBSON-RENNIG DITCH
DITCH NAME: GIBSON-RENNIG DITCH

Period of Use: MAY 1 to OCTOBER 4

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	125.00		SE	33	17N	5W	LEWIS AND CLARK
2	60.00		S2SW	33	17N	5W	LEWIS AND CLARK
3	40.00		SE	4	16N	5W	LEWIS AND CLARK
4	285.00		N2	4	16N	5W	LEWIS AND CLARK
Total:	510.00						

Geocodes/Valid: 05-2550-04-3-01-01-0000 - Y 05-2660-33-1-01-01-0000 - Y

Remarks:

THE POINT OF DIVERSION WAS AMENDED BY THE CLAIMANT ON 05/09/97.
STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.
CLAIM RECEIVED BY MAIL, POSTMARKED 07/01/96.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
CLAIM WAS NOT INCLUDED IN THE BASIN 41U TEMPORARY PRELIMINARY DECREE ISSUED 05/10/84.
CLAIM FILED LATE 07/02/96 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.

Remarks:

USDA AERIAL PHOTOGRAPH NO(S). 178-12, DATED 08/04/78 APPEARS TO INDICATE 429.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE LEWIS AND CLARK COUNTY WATER RESOURCES SURVEY (1957) APPEARS TO INDICATE 265.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.