

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:** 41C 23588-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** KEVIN T PEARCE  
509 MILL ST  
SHERIDAN, MT 59749

**Priority Date:** OCTOBER 31, 1865  
**Enforceable Priority Date:** OCTOBER 31, 1865

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 1.88 CFS

THE OWNERS OF THE WATER RIGHTS LISTED BELOW HAVE AN UNDIVIDED INTEREST IN A SINGLE WATER RIGHT FOR 1.88 CUBIC FEET PER SECOND (75 MINER'S INCHES). THE COMBINED FLOW RATE OF THESE RIGHTS SHALL NOT EXCEED 1.88 CUBIC FEET PER SECOND. THESE WATER RIGHTS ARE GOVERNED BY A ROTATIONAL USE AGREEMENT FILED WITH THE WATER COURT ON FEBRUARY 7, 1996. W023588-00, W103758-00.

**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:** 71.80

**Source Name:** MILL 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		NESENW	25	4S	5W	MADISON

**Period of Diversion:** MAY 1 TO OCTOBER 4  
**Diversion Means:** HEADGATE

**Period of Use:** MAY 1 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	9.30		SWNENE	26	4S	5W	MADISON
2	3.80		SENENE	26	4S	5W	MADISON
3	4.90		SEWNNE	26	4S	5W	MADISON
4	9.50		NESENE	26	4S	5W	MADISON
5	10.00		NWSENE	26	4S	5W	MADISON
6	10.00		NESWNE	26	4S	5W	MADISON
7	9.80		NWSWNE	26	4S	5W	MADISON
8	2.70		SWSWNE	26	4S	5W	MADISON
9	3.70		SESWNE	26	4S	5W	MADISON
10	4.90		SWSENE	26	4S	5W	MADISON
11	3.20		SESENE	26	4S	5W	MADISON
<b>Total:</b>	<b>71.80</b>						

**Geocodes/Valid:** 25-0593-26-1-01-03-0000 - Y      25-0593-26-1-03-01-0000 - Y  
25-0593-26-1-03-05-0000 - Y      25-0593-26-1-04-01-0000 - Y  
25-0593-26-1-04-05-0000 - Y

**Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.  
NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/21/91.  
WATER RIGHT OWNERSHIP UPDATE RECEIVED 06/30/99.  
**OWNERSHIP UPDATE RECEIVED**

**Remarks:**

OWNERSHIP UPDATE TYPE 608 # 23118 RECEIVED 07/12/2005.