

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 199593-00 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: 10.61 CFS
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: 280.00

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 Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNWNW	14	15N	27E	PETROLEUM

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: PUMP

2		SEWNNE	15	15N	27E	PETROLEUM
---	--	--------	----	-----	-----	-----------

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: PUMP

3		SWNWNE	15	15N	27E	PETROLEUM
---	--	--------	----	-----	-----	-----------

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: PUMP

4		NENESE	15	15N	27E	PETROLEUM
---	--	--------	----	-----	-----	-----------

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: PUMP

5		NESESE	15	15N	27E	PETROLEUM
---	--	--------	----	-----	-----	-----------

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: PUMP

6		NWNENW	23	15N	27E	PETROLEUM
---	--	--------	----	-----	-----	-----------

Period of Diversion: APRIL 1 TO NOVEMBER 30

Diversion Means: PUMP

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	80.00		W2W2	14	15N	27E	PETROLEUM
2	120.00		NE	15	15N	27E	PETROLEUM
3	40.00		N2SE	15	15N	27E	PETROLEUM
4	40.00		NWNW	23	15N	27E	PETROLEUM

Total: 280.00

Geocodes/Valid: 55-2476-14-1-01-01-0000 - Y 55-2476-15-4-01-01-0000 - Y
55-2476-23-2-01-01-0000 - 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.

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.
.....