

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: 41L 13231-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: DAVID J BROBERG
191 ED WILLIAMS RD
CUT BANK, MT 59427

DOLORES R BROBERG
18 WINKLER SCHOOL RD
CUT BANK, MT 59427

Priority Date: APRIL 30, 1963
Enforceable Priority Date: APRIL 30, 1963

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER

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

Maximum Volume: 84.00 AC-FT
Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 160.00

Source Name: SPRING, UNNAMED TRIBUTARY OF CUT BANK 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		NWSWNE	32	34N	6W	GLACIER

Period of Diversion: MAY 1 TO SEPTEMBER 30
Diversion Means: DAM

Reservoir: ON STREAM **Reservoir Name** HOPE LAKE
Govt Lot **Qtr Sec** **Sec** **Twp** **Rge** **County**
NWSWNE 32 34N 6W GLACIER

Diversion to Reservoir: DIVERSION # 1

Dam Height: 6.00 FEET
Depth: 3.00 FEET
Surface Area: 70.00 ACRES
Current Capacity: 84.00 ACRE-FEET

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

Period of Use: MAY 1 to SEPTEMBER 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	40.00		SWSE	29	34N	6W	GLACIER
2	40.00		SESW	29	34N	6W	GLACIER
3	40.00		NWNE	32	34N	6W	GLACIER
4	40.00		NENW	32	34N	6W	GLACIER
Total:	160.00						

Geocodes/Valid: 38-4635-29-1-03-01-0000 - Y 38-4635-32-4-02-02-0000 - Y

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/23/2008: SOURCE, POINT OF DIVERSION, MEANS OF DIVERSION.

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 11/30/2004.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE BLACKFEET INDIAN RESERVATION.

OWNERSHIP UPDATE RECEIVED

Remarks:

OWNERSHIP UPDATE TYPE 608 # 18103 RECEIVED 12/02/2004.

OWNERSHIP UPDATE TYPE 608 # 57582 RECEIVED 04/23/2008.

OWNERSHIP UPDATE TYPE DOR # 118947 RECEIVED 12/16/2013.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.

IT IS NOT CLEAR WHETHER THIS CLAIM IS A STATE-BASED WATER RIGHT OR PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE BLACKFEET TRIBE - MONTANA COMPACT. ADDITIONAL EVIDENCE MAY BE REQUIRED BEFORE THIS CLAIM CAN BE DECREED.