

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:** 40J 30166-00 STATEMENT OF CLAIM  
**Version:** 2 -- POST DECREE

**Version Status:** WITHDRAWN

**Owners:** MONTANA, STATE OF BOARD OF LAND COMMISSIONERS  
TRUST LAND MANAGEMENT DIVISION  
PO BOX 201601  
HELENA, MT 59620-1601

**Priority Date:** JUNE 1, 1967

**Enforceable Priority Date:** JUNE 1, 1967

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER

**Maximum Flow Rate:** 1.89 CFS

**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:** 52.00

**Source Name:** LITTLE BOXELDER 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		SWSENE	4	32N	17E	HILL

**Period of Diversion:** APRIL 1 TO OCTOBER 15

**Diversion Means:** PUMP

**Period of Use:** APRIL 1 to OCTOBER 15

**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	12.00		NWSW	3	32N	17E	HILL
2	40.00		N2SE	4	32N	17E	HILL
<b>Total:</b>	52.00						

**Remarks:**

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

THIS CLAIM WAS WITHDRAWN FROM THE ADJUDICATION PROCESS AT THE REQUEST OF THE CLAIMANT ON 09/15/2010.

THE CLAIMED CONVEYANCE DITCH CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

AS OF 09/03/2008 , THIS WATER RIGHT APPEARS TO BE OWNED BY MERJA/GILLIES, 11600 US HIGHWAY 2 E, HAVRE, MT 59501.

AS OF 09/03/2008 , THIS WATER RIGHT APPEARS TO BE OWNED BY WALLACE & LILLIAN ROLF, 731 123RD AVE E, HAVRE, MT 59501.

AS OF 10/02/2008 , THIS WATER RIGHT APPEARS TO BE OWNED BY MARVIN L CROSS, 11440 US HIGHWAY 2 E, HAVRE, 59501.

USDA AERIAL PHOTOGRAPH NO(S). 378-89 , DATED 08/07/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.