

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: 41M 31652-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
MARY BARTKOSKE
PO BOX 157
DUPUYER, MT 59432

WAUNETA NIELSEN
PO BOX 157
DUPUYER, MT 59432

MARCIA KEIM
PO BOX 157
DUPUYER, MT 59432

Priority Date: APRIL 1, 1954
Enforceable Priority Date: APRIL 1, 1954

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

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

Maximum Volume: 60.00 AC-FT
Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 80.00

Source Name: FISH CREEK (FISH LAKE)
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	5	SES	WNE	30	28N	9W PONDERA

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: DAM

WATER DIVERTED FROM FISH LAKE IS CONVEYED TO FISH CREEK WHICH IS USED AS A NATURAL CARRIER TO CONVEY WATER TO THE PLACE OF USE.

Reservoir: ON STREAM **Reservoir Name** FISH LAKE
Govt Lot 5 **Qtr** SES **Sec** WNE **Twp** 30 **Rge** 28N **County** 9W PONDERA

Diversion to Reservoir: DIVERSION # 1

Dam Height: 14.00 FEET
Depth: 10.50 FEET
Surface Area: 29.00 ACRES
Current Capacity: 121.80 ACRE-FEET

THE CAPACITY, DAM HEIGHT, MAXIMUM DEPTH, AND SURFACE AREA HAVE BEEN ESTIMATED BY DNRC.

Period of Use: MAY 1 to JUNE 15

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	11.00		NW	NE	30	28N	9W PONDERA	
2	11.00		SW	NE	30	28N	9W PONDERA	
3	0.00	11	SW	NE	30	28N	9W PONDERA	
4	0.00	12	SW	NE	30	28N	9W PONDERA	
5	19.00		N	E	NW	30	28N	9W PONDERA
6	3.00	9	N	W	NW	30	28N	9W PONDERA
7	0.00	10	N	W	NW	30	28N	9W PONDERA
8	17.00	5	E	2	NE	24	28N	10W PONDERA
9	3.00	6	E	2	NE	24	28N	10W PONDERA
10	15.00	4	W	2	NE	24	28N	10W PONDERA
11	1.00	7	W	2	NE	24	28N	10W PONDERA

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>
Total:	80.00						
Geocodes/Valid:		26-3980-24-1-01-01-0000 - Y				26-3981-30-1-02-01-0000 - Y	

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

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THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/22/2004: SOURCE, RESERVOIR, POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, VOLUME, PRIORITY DATE, TYPE OF RIGHT.
THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 11/18/2014: PERIOD OF DIVERSION, PLACE OF USE, ACRES IRRIGATED.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/18/1998.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 3060 RECEIVED 05/31/2002.