

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 32023-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** NEW & IMPROVED HAGER RANCH LLC  
PO BOX 75  
PENDROY, MT 59467

**Priority Date:** JUNE 20, 1903

**Enforceable Priority Date:** JUNE 20, 1903

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 4.55 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:** 4 - MODERATELY LOW

**Maximum Acres:** 120.00

**Source Name:** DUPUYER 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		SESENW	27	28N	8W	PONDERA

**Period of Diversion:** MAY 15 TO AUGUST 15

**Diversion Means:** HEADGATE

**Ditch Name:** DEAN-BURD-LEECH DITCH

**Period of Use:** MAY 15 to AUGUST 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	7.00		NESENW	13	28N	8W	PONDERA
2	3.00		NWSENW	13	28N	8W	PONDERA
3	10.00		SESENW	13	28N	8W	PONDERA
4	10.00		SWSENW	13	28N	8W	PONDERA
5	40.00		NESW	13	28N	8W	PONDERA
6	38.00		NWSW	13	28N	8W	PONDERA
7	2.00		NESESW	13	28N	8W	PONDERA
8	3.00		NESWSW	13	28N	8W	PONDERA
9	7.00		NWSWSW	13	28N	8W	PONDERA
<b>Total:</b>	120.00						

**Geocodes/Valid:** 26-3982-13-2-04-01-0000 - Y

**Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/11/2011: IRRIGATION TYPE,  
POINT OF DIVERSION.

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

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 89680 RECEIVED 07/15/2011.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.  
THE PONDERA COUNTY WATER RESOURCES SURVEY ( 1964 ) APPEARS TO INDICATE 0.00 ACRES  
IRRIGATED.  
USDA AERIAL PHOTOGRAPH NO(S). 278-93 , DATED 08/03/1978 , APPEARS TO INDICATE 0.00 ACRES  
IRRIGATED.