

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:** 411 36148-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** DENNIS W WILLIAMS  
306 LONE MOUNTAIN RD  
TOSTON, MT 59643-9746

**Priority Date:** MAY 1, 1872  
**Enforceable Priority Date:** MAY 1, 1872

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 8.50 CFS  
UNDIVIDED 1/10 INTEREST IN A SINGLE WATER RIGHT TO 8.50 CFS.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT HAVE AN UNDIVIDED INTEREST IN A SINGLE WATER RIGHT TO 8.50 CFS. W003395-00, W003793-00, W015243-00, W036148-00, W046163-00. THE PARTIES TO THE UNDIVIDED INTEREST USE THE FULL FLOW OF 8.50 CFS ON A ROTATING BASIS AS MUTUALLY AGREED IN A STIPULATION FILED 4/17/98 LOCATED IN CASE FILE 411-286.

**Maximum Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

**Climatic Area:** 3 - MODERATE

**Maximum Acres:** 107.00

**Source Name:** WILLOW SWAMP  
**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		SENWSE	26	5N	1E	BROADWATER

**Period of Diversion:** APRIL 1 TO OCTOBER 19

**Diversion Means:** HEADGATE

**Ditch Name:** WILLOW SWAMP CANAL

**Period of Use:** APRIL 1 to OCTOBER 19

**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	27.00		SWNW	28	5N	2E	BROADWATER
2	80.00		N2SE	29	5N	2E	BROADWATER
<b>Total:</b>	107.00						

**Geocodes/Valid:** 43-1393-28-2-03-01-0000 - Y 43-1393-29-4-01-01-0001 - 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.

36146-00 36147-00 36148-00

THE FLOW RATE WAS AMENDED BY THE CLAIMANT ON 07/30/91.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/12/94.

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

THE BROADWATER COUNTY WATER RESOURCES SURVEY (1956) APPEARS TO INDICATE 85.00 ACRES IRRIGATION. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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**Remarks:**

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE  
MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.