

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: 43D 36640-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
RONALD R KING
604 CLEAR CREEK RD
ROBERTS, MT 59070

SUSAN E KING
604 CLEAR CREEK RD
ROBERTS, MT 59070

MYRON G VOGELE
42 HEATHERWOOD LN
BILLINGS, MT 59102-2449

LAURIE J VOGELE
42 HEATHERWOOD LN
BILLINGS, MT 59102-2449

JOHNNY L CONOVER
600 CLEAR CREEK RD
ROBERTS, MT 59070

JENNETA CONOVER
600 CLEAR CREEK RD
ROBERTS, MT 59070

Priority Date: FEBRUARY 23, 1907
Enforceable Priority Date: FEBRUARY 23, 1907

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 2.46 CFS
THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. 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: 2 - MODERATELY HIGH

Maximum Acres: 65.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF CLEAR 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		NESESW	32	5S	21E	CARBON

Period of Diversion: MARCH 1 TO NOVEMBER 4
Diversion Means: HEADGATE

Period of Use: MARCH 1 to NOVEMBER 4

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	65.00			32	5S	21E	CARBON

Total: 65.00

Geocodes/Valid: 10-0534-32-1-04-01-0000 - Y 10-0534-32-4-01-01-0000 - Y
10-0534-32-4-04-07-0000 - Y

Remarks:

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.

36640-00 36641-00 36642-00 36643-00 36644-00 36645-00 36646-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/09/90: MAXIMUM ACRES, PLACE OF USE.

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

NOTICE OF UNDIVIDED INTEREST, WATER RIGHT OWNERSHIP UPDATE RECEIVED 01/16/2004.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/03/93.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/29/97.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/16/97.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 4593 RECEIVED 08/07/2002.

OWNERSHIP UPDATE TYPE 608 # 14810 RECEIVED 01/16/2004.

OWNERSHIP UPDATE TYPE 608 # 17401 RECEIVED 07/01/2004.

OWNERSHIP UPDATE TYPE DOR # 142755 RECEIVED 08/08/2013.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 70.26 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.