

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 40934-00 STATEMENT OF CLAIM

Version: 2 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: USA (DEPT OF INTERIOR BUREAU OF RECLAMATION)
PO BOX 30137
BILLINGS, MT 59107-0137

DODSON IRRIGATION DISTRICT
PO BOX 1340
MALTA, MT 59538

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PO BOX 1340
MALTA, MT 59538

THIS WATER RIGHT SUPPLIES WATER TO TWO IRRIGATION DISTRICTS ESTABLISHED UNDER TITLE 85, CHAPTER 7, MCA.

Priority Date: DECEMBER 31, 1911

Enforceable Priority Date: DECEMBER 31, 1911

Type of Historical Right: USE

Purpose (use): MULTIPLE DOMESTIC

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 224.40 GPM

Maximum Volume: 200.00 AC-FT

Source Name: MILK RIVER

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		SENWSE	26	31N	26E	PHILLIPS

Period of Diversion: APRIL 1 TO OCTOBER 15

Diversion Means: DIVERSION DAM

Ditch Name: DODSON NORTH CANAL

2		NESWSE	26	31N	26E	PHILLIPS
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Period of Diversion: APRIL 1 TO OCTOBER 15

Diversion Means: DIVERSION DAM

Ditch Name: DODSON SOUTH CANAL

Period of Use: APRIL 1 to OCTOBER 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>
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Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

40933-00 40934-00 40935-00 40936-00

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 40932-00.

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE MILK RIVER BETWEEN FRESNO RESERVOIR AND WHITEWATER CREEK (BASIN 40J) AND USES IT IN THE MILK RIVER BETWEEN FRESNO RESERVOIR AND WHITEWATER CREEK (BASIN 40J), THE BEAVER CREEK DRAINAGE (BASIN 40M), AND THE MILK RIVER BELOW WHITEWATER CREEK DRAINAGE (BASIN 40O). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

Remarks:

AN AMENDMENT WAS SUBMITTED ON 04/30/1982 REQUESTING TO AMEND THE POINT OF DIVERSION . THE AMENDMENT HAS NOT BEEN IMPLEMENTED AS IT HAS NOT BEEN SIGNED BY ALL OWNERS OF DNRC RECORD.

THE CLAIMED FLOW RATE EXCEEDS THE 35 GPM GUIDELINE FOR THIS PURPOSE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA.

THE CLAIMED PLACE OF USE AND ACRES IRRIGATED COULD NOT BE IDENTIFIED FROM DATA SUBMITTED WITH THE CLAIM.

THE CLAIMED VOLUME WAS NOT EXAMINED. THE CLAIMED NUMBER OF HOUSEHOLDS AND ACRES OF DOMESTIC IRRIGATION COULD NOT BE IDENTIFIED.

THE CLAIMED VOLUME EXCEEDS THE MAXIMUM FEASIBLE VOLUME. BASED ON THE FLOW RATE AND PERIOD OF USE, THE MAXIMUM VOLUME POSSIBLE IS 195.36 ACRE-FEET PER YEAR.