

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: 41S 3087-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: SHARON S NELSON
10 GRANDVIEW LOOP
TOWNSEND, MT 59644-9550
STEVEN G NELSON
10 GRANDVIEW LOOP
TOWNSEND, MT 59644-9550

Priority Date: MARCH 23, 1893
Enforceable Priority Date: MARCH 23, 1893

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 372.52 GPM

Maximum Volume: 110.00 AC-FT
Climatic Area: 3 - MODERATE

Maximum Acres: 22.00

Source Name: BUBBLING SPRING CREEK
Source Type: SURFACE WATER

SPRING HYDROLOGICALLY RELATED TO SOURCE.

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		NWNENW	3	14N	12E	JUDITH BASIN

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

2		NWNWNE	3	14N	12E	JUDITH BASIN
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Period of Diversion: MARCH 1 TO AUGUST 4
Diversion Means: HEADGATE

3		NENENE	3	14N	12E	JUDITH BASIN
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Period of Diversion: MARCH 1 TO AUGUST 4
Diversion Means: HEADGATE

Period of Use: MARCH 1 to AUGUST 4

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	2.00		NE	3	14N	12E	JUDITH BASIN
2	8.00		SE	34	15N	12E	JUDITH BASIN
3	12.00		NW	2	14N	12E	JUDITH BASIN

Total: 22.00

Geocodes/Valid: 36-2359-02-2-01-01-0000 - Y 36-2359-03-1-01-01-0000 - Y
36-2461-34-4-01-01-0000 - 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.

3086-00 3087-00

THE CLAIMED IRRIGATED ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

Remarks:

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/20/90.

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

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-102 AND 30045-179-104 AND 30045-179-134, ALL DATED 09/17/79, APPEAR TO INDICATE 40.4 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 120.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 30.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

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