

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 44510-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: CLAYTON MOORE
10108 US HWY 212
JOLIET, MT 59041

MANDI MOORE
10108 US HWY 212
JOLIET, MT 59041

JERAD WERNING
14 SMOKEY LN
JOLIET, MT 59041

JAMES M WERNING SR
14 SMOKEY LN
JOLIET, MT 59041

Priority Date: JUNE 15, 1894
Enforceable Priority Date: JUNE 15, 1894

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.33 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: 1 - HIGH

Maximum Acres: 35.00

Source Name: ROCK CREEK
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		NESW	4	4S	23E	CARBON

Period of Diversion: MARCH 1 TO NOVEMBER 4

Diversion Means: HEADGATE

Ditch Name: FREE SILVER DITCH

Period of Use: MARCH 1 to NOVEMBER 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	35.00		SENW	3	4S	23E	CARBON

Total: 35.00

Geocodes/Valid: 10-0624-03-2-04-01-0000 - Y 10-0624-03-2-04-03-0000 - Y
10-0624-03-2-04-04-0000 - Y 10-0624-03-3-05-01-0000 - Y

Remarks:

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 83011 RECEIVED 08/13/2010.
OWNERSHIP UPDATE TYPE DOR # 144012 RECEIVED 08/26/2014.
OWNERSHIP UPDATE TYPE DOR # 137542 RECEIVED 10/30/2015.
OWNERSHIP UPDATE TYPE DOR # 147088 RECEIVED 08/18/2016.

Remarks:

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON ROCK CREEK WITH A PRIORITY DATE PREDATING CASE NO. 275, CARBON COUNTY.