

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 48826-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Version Status: ACTIVE

Owners: FRED W COLVER
42039 MONTANA HWY 81
LEWISTOWN, MT 59457

Priority Date: MAY 6, 1971

Enforceable Priority Date: MAY 6, 1971

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER

Maximum Flow Rate: 550.00 GPM

Maximum Volume: 0.02 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 101.00

Source Name: WARM SPRING 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		NWNWNE	35	17N	18E	FERGUS

Period of Diversion: MARCH 1 TO AUGUST 31

Diversion Means: PUMP

2		NWNE	35	17N	18E	FERGUS
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Period of Diversion: MARCH 1 TO AUGUST 31

Diversion Means: UNKNOWN

3		SWNENW	35	17N	18E	FERGUS
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Period of Diversion: MARCH 1 TO AUGUST 31

Diversion Means: UNKNOWN

Period of Use: MARCH 1 to AUGUST 31

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	78.75		S2NW	35	17N	18E	FERGUS
2	22.25		S2N2NW	35	17N	18E	FERGUS

Total: 101.00

Geocodes/Valid: -- NO VALID GEOCODES --

Remarks:

THE MAXIMUM 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.

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 10210 RECEIVED 07/23/2002.

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

USDA AERIAL PHOTOGRAPH NO(S). 30027-278-188 , DATED 9/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) (UNPUBLISHED) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.