

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 48876-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: GARY G BREWINGTON
PO BOX 176
JUDITH GAP, MT 59453-0176
SUSAN P BREWINGTON
PO BOX 176
JUDITH GAP, MT 59453-0176

Priority Date: APRIL 28, 1883
Enforceable Priority Date: APRIL 28, 1883

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 3.75 CFS
Maximum Volume: 84.94 AC-FT
Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 26.00

Source Name: ROSS FORK 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 | | SENWNW | 18 | 11N | 17E | FERGUS |

Period of Diversion: MAY 1 TO SEPTEMBER 19
Diversion Means: DIKE

Period of Use: MAY 1 to SEPTEMBER 19

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 | 5.00 | | W2SWNW | 18 | 11N | 17E | FERGUS |
| 2 | 15.00 | | SENE | 13 | 11N | 16E | FERGUS |
| 3 | 3.00 | | SESWNE | 13 | 11N | 16E | FERGUS |
| 4 | 3.00 | | N2NWSE | 13 | 11N | 16E | FERGUS |
| Total: | 26.00 | | | | | | |

Geocodes/Valid: 08-2025-13-1-01-01-0000 - Y 08-2027-18-2-04-01-0000 - Y

Remarks:

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

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 132913 RECEIVED 06/15/2015.

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

THE MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 31.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THE ORIGINAL CLAIMED ACRES IRRIGATED AND PLACE OF USE.

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

USDA AERIAL PHOTOGRAPH NO. 30027-278-76, DATED 09/25/79, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.