

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: 41B 105478-00 PROVISIONAL PERMIT
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: BECKY L MILLER
1250 CARRIGAN LN
DILLON, MT 59725-9507

Priority Date: JUNE 29, 1998 at 11:39 A.M.

Enforceable Priority Date: JUNE 29, 1998 at 11:39 A.M.

Purpose (use): FISH AND WILDLIFE

Maximum Flow Rate: 314.20 GPM

Maximum Volume: 507.00 AC-FT

Source Name: UNNAMED TRIBUTARY OF POINDEXTER SLOUGH

Source Type: SURFACE WATER

THE SOURCE IS A GROUNDWATER PIT IN A DRAIN DITCH.

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		NWSWSW	35	7S	9W	BEAVERHEAD

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PIT

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NWSWSW	35	7S	9W	BEAVERHEAD

Surface Area: 3.70 ACRES

Current Capacity: 25.90 ACRE-FEET

Purpose (Use): FISH AND WILDLIFE

Volume: 507.00 AC-FT

Period of Use: JANUARY 1 to DECEMBER 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			NWSWSW	35	7S	9W	BEAVERHEAD

Geocodes/Valid: 18-0325-35-3-03-05-0000 - Y

Remarks:

Remarks:

UPPER MISSOURI BASIN CLOSURE - OUTFLOW MUST EQUAL INFLOW

TO MEET THE REQUIREMENTS OF THE UPPER MISSOURI BASIN CLOSURE, ONCE FILLED, THE OUTFLOW FROM THIS POND MUST ALWAYS BE EQUAL TO OR GREATER THAN THE FLOW INTO THE POND.

WATER MEASUREMENT - DECREED STREAM - MEASURING DEVICE REQUIRED

THIS RIGHT IS SUBJECT TO THE AUTHORITY OF COURT APPOINTED WATER COMMISSIONERS, IF AND WHEN APPOINTED, TO MEASURE AND DISTRIBUTE WATER. THE APPROPRIATOR SHALL PAY HIS/HER SHARE OF THE FEES, COMPENSATION AND EXPENSES INCURRED IN THE DISTRIBUTION OF THE WATERS. THE FEE WILL BE SET BY DISTRICT COURT. THE APPROPRIATOR SHALL INSTALL A DEPARTMENT APPROVED WATER USE MEASURING DEVICE AT A POINT APPROVED BY THE DEPARTMENT TO RECORD MONTHLY THE FLOW RATE AND VOLUME OF ALL WATER DIVERTED. WATER MUST NOT BE DIVERTED UNTIL THE REQUIRED MEASURING DEVICE IS IN PLACE AND OPERATING. ON A FORM PROVIDED BY THE DEPARTMENT THE APPROPRIATOR SHALL KEEP A WRITTEN RECORD OF THE FLOW RATE AND VOLUME OF ALL WATER DIVERTED INCLUDING THE PERIOD OF TIME AND SHALL SUBMIT THE RECORDS BY NOVEMBER 30 OF EACH YEAR AND UPON REQUEST AT OTHER TIMES DURING THE YEAR. FAILURE TO SUBMIT REPORTS MAY BE CAUSE FOR REVOCATION OR MODIFICATION OF A PERMIT OR CHANGE. THE RECORDS MUST BE SENT TO THE WATER RESOURCES REGIONAL OFFICE. CONTACT THE REGIONAL OFFICE FOR THE CURRENT ADDRESS. THE APPROPRIATOR SHALL MAINTAIN THE MEASURING DEVICE SO IT ALWAYS OPERATES PROPERLY AND MEASURES FLOW RATE ACCURATELY. HELENA - PH: 406-449-0944 FAX: 406-442-9315

IMPORTANT INFORMATION

THIS RIGHT IS SUBJECT TO THE CONDITION THAT THERE BE NO DECREASE IN THE SOURCE OF SUPPLY, NO DISRUPTION IN THE STREAM CONDITIONS BELOW THE POINT OF RETURN AND NO ADVERSE EFFECT TO PRIOR APPROPRIATORS WITHIN THE REACH OF THE STREAM BETWEEN THE POINT OF DIVERSION AND POINT OF RETURN.

WATER MEASUREMENT - ANNUAL DATA

MEASUREMENT DATA: 2001 0003.990 CFS 01964.70 AC-FT

MISCELLANEOUS INFORMATION

PER TERRI MCLAUGHLIN: THE POND AND DRAIN PRODUCE MORE GROUNDWATER THAN APPLIED FOR SO THE FLOW LISTED ON THE MEASUREMENT REPORT FOR 2001 IS OKAY.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 12568 RECEIVED 02/03/2004.