#### STATE OF MONTANA

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

# **GENERAL ABSTRACT**

Version Status: ACTIVEOwners:CRAIGA JOHNSON 83 SUCE CREEK ROAD LUNINGSTON, MT 59047JOSHUA J JOHNSON 83 SUCE CREEK RD UNINGSTON, MT 59047RYLAND Z JOHNSON 83 SUCE CREEK RD UNINGSTON, MT 59047RYLAND Z JOHNSON 83 SUCE CREEK RD UNINGSTON, MT 59047SHARON V JOHNSON 83 SUCE CREEK RD UNINGSTON, MT 59047Priority Date:APRIL 6, 1882Friority Date:ICRIGATIONTrigatime:ICRIGATIONTrigatome:ISO CFSMaximum Forme:ISO C	Water Right Nu	mber:	43B 7053-00 Version: 1 ·				1		
Owners:CRAIG A JOHNSON 83 SUCE CREEK ROAD LIVINGSTON, MT 59047-9106Since CREEK RD LUVINGSTON, MT 59047-9106JOSHUA J JOHNSON 			Ve	ersion Status:	ACTIV	/E			
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Since CREEK RD LIVINGSTON, MT 59047-9106SHARON V JOHNSON 33 SUCE CREEK RD LIVINGSTON, MT 59047-9106Sevention Since Since Si			83 SUCE CREEK RD						
Bis SUCE CREEK RD LIVINGSTON, MT 59047-9106Priority Date:APRIL 6, 1882Enforce-able Priority: APRIL 6, 1882Type of Historical Right:DECREEDIRRIGATIONIRRIGATIONIRRIGATIONIRRIGATIONIrrigation: Type:IRRIGATIONIRRIGATIONIRRIGATIONIrrigation: Type:IRRIGATIONIrrigation: Type:IRRIGATIONIRRIGATIONIRRIGATIONIRRIGATIONIRRIGATIONIRRIGATIONIRRIGATIONIrrigation: Type:IRRIGATION<			83 SUCE CREEK RD						
Laforceable Priority Date: APRIL 6, 1882Type of Historical Right: DECREEDPurpose (use):IRRIGATIONIrrigation Type: FLOODMaximum Flow Rate:1.50 CFSMaximum Volume:Climatic Area:3 - MODERATEMaximum Acrea:3 - MODERATEMaximum Acrea:SURE CREEKSource Type:SURFACE WATERPoint of Diversion and Means:Govt Lot Qtr SecTwp AreaCountyAcreaGovt Lot Qtr SecTwp AreaCountyJiberof of Diversion: MARCH 1 TO DECEMBER 4Diversion: MARCH 1 to DECEMBER 4Diversion Means:HEADGATEDitch Name:SKILLMAN-CARTER DITCHPareof of Use:MARCH 1 to DECEMBER 4Diversion: SalueSalueAreaOut LotQur Qt			83 SUCE CF	REEK RD	-9106				
Type of Historieal RightDECREEDPurpose (use):IRRIGATIONIrrigation Type:FLOODMaximum Flow Res1.50 CFSMaximum Volumer:SUCE CFSClimatic Area:3 - MODERATEMaximum Acres:120.00Source Name:SURE CREEKSource Type:SURFACE WATERPoint of Diversource Type:SURFACE WATERDint of Diversource Type:SURFACE WATERPeriod of Diversource Type:SUREACE WATERPeriod of Diversource Type:SURFACE WATERDint hame:Govt LotQtr See SENESWTwp 3S 30 100Rege PARKPeriod of Diversource Type:SUREACLEY TO DECEMBER 4 SENESWTypRege Sene Type:County PARKPariod of Diversource Type:SKILLMAN-CARTER DITCHPARKPariod of User:SUREACLEY TYPESUREACLEY TYPEPariod of User:SKILLMAN-CARTER DITCHPariod of User:SUREACLEY TYPEPARKDiversource Type:SKILLMAN-CARTER DITCHPariod of User:SUREACLEY TYPEPARKDiversource Type:SKILLMAN-CARTER DITCHPariod of User:PARKSUREACLEY TYPEDint AcresSUREA	Priority Date:		APRIL 6, 188	32					
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Irrigation Type:  FLOOD    Maximum Flow Rate:  1.50 CFS    Maximum Volume:	Type of Historica	al Right:	DECREED						
Maximum Flow Rate:  1.50 CFS    Maximum Volume:  Climatic Area:  3 - MODERATE    Maximum Acres:  120.00    Source Name:  SUCE CREEK    Source Type:  SURFACE WATER    Point of Diversion and Means of Diversion:    D  Govt Lot  Qtr See    SENESW  17  3S  10E    Period of Diversion:  MARCH 1 TO DECEMBER 4  PARK    Diversion Means:  HEADGATE  PARK    Period of Usersion:  MARCH 1 to DECEMBER 4  PARK    Pice of Use:  MARCH 1 to DECEMBER 4  PARK    Place of Use:  MARCH 1 to DECEMBER 4  10E    Paice of Use:  MARCH 1 to DECEMBER 4  PARK    1  80.00  S2NW  19  3S  10E  PARK    2  30.00  N2SW  19  3S  10E  PARK    3  10.00  W2W2NE  19  3S  10E  PARK    3  10.00  W2W2NE  19  3S  10E  PARK    3  10.00  W2W2NE  19  3S  10E	Purpose (use):		IRRIGATION	1					
Maximum Volume:Climatic Area: $3 - MODERATE$ $\  \  \  \  \  \  \  \  \  \  \  \  \  $	Irrigation Type:		FLOOD	)					
Cimatic Area: $3 \cdot MODERATE$ Maximum Across $120.0$ Source Name: $SUCE CREEK$ Source Type: $SURFACE WATER$ Dotor Toberson Toberso	Maximum Flow	Rate:	1.50 CFS						
Maximum Acres:120.00Source Name:SUCE CREEKSource Type:SURFACE WATERPoint of Diversion:SURFACE WATERDitot Diversion:Otr SecSecTwpRgeCountyDirersion:Govt LotOtr SecSecTupRgeCounty1SENESW173S10EPARKPeriod of Diversion:MARCH 1 TO DECEMBER 4DiversionMARCH 1 TO DECEMBER 4Diversion:MARCH 1 to DECEMBER 4SKILLMAN-CARTER DITCHVerticePeriod of Use:SKILLMAN-CARTER DITCHPARKPARKPeriod of Use:SKILLMAN-CARTER DITCHPARKPARKDitch Name:SCOV LotOtr SecSecTwpRgeCountyPlace of Use:Still MARCH 1 to DECEMBER 4Such 2000N2SW193S10EPARK230.00N2SW193S10EPARKPARK310.00W2W2NE193S10EPARK310.00W2W2NE193S10EPARKGeocodes/Valit:49-0704-19-1-01-04-0000-Y49-0704-19-2-10-01-0000-Y49-0704-19-2-10-01-0000-Y	Maximum Volur	me:							
Note:SUCE CREEK Source Type:SURFACE WATERPoint of Diversion and Means of Diversion:D 1Govt Lot SENESWQtr See SENESWSee 17Twp 3SRge 10ECounty PARKPeriod of Diversion: Diversion Means: HEADGATE Diversion Means: HEADGATEMARCH 1 TO DECEMBER 4 HEADGATETwp 3SRge 10ECounty PARKPeriod of Use: Ditch Name:SKILLMAN-CARTER DITCHHead GATESKILLMAN-CARTER DITCHPeriod of Use: 1MARCH 1 to DECEMBER 4Sec S2NWTwp 19Rge 3SCounty PARKDi 1Acres 80.00Govt Lot S2NWQtr See 19Sec 3STwp 10ERge PARKDi 3Acres 10.00Govt Lot S2NWQtr Sec 19Sec 3STwp 10ERge PARKDi 3Acres 10.00Govt Lot S2NWQtr Sec 19Sec 3STwp 10ERge PARKDi 3Acres 10.00Govt Lot S2NWQtr Sec 19Sec 3STwp 10EPARKDi 3Acres 10.00Govt Lot S2NWQtr Sec 19Sec 3STwp 10EPARKDi 3Acres 10.00Govt Lot S2NWQtr Sec 19Sec 3STwp 10EPARKDi 3Acres 10.00Govt Lot S2NWQtr Sec 19Sec 3STwp 10EPARKDi 40:0704-19-2:10:05:0000Y49:0704-19-2:30:10:0000-Y49:0704-19-2:30:	Climatic Area:		3 - MODERATE						
Source Type:SURFACE WATERPoint of Diversion and Means of Diversion:DGovt LotQtr SecSecTwpRgeCounty1Govt LotQtr SecSecTwpRgeCounty1SENESW173S10EPARKPeriod of Diversion:MARCH 1 TO DECEMBER 4Diversion Means:HEADGATEHEADGATEDitch Name:SKILLMAN-CARTER DITCHPeriod of Use:MARCH 1 to DECEMBER 4Piace of Use:DAcres SourceGovt Lot S2NWSecTwp 19Rge Scounty 10EPARK230.00N2SW193S10EPARK310.00W2W2NE193S10EPARKTotal:120.00120.00Y49-0704-19-2-10-01-0000 - Y49-0704-19-2-30-10-0000 - Y	Maximum Acres:		120.00						
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Diversion Means:  HEADGATE    Ditch Name:  SKILLMAN-CARTER DITCH    Period of Use:  MARCH 1 to DECEMBER 4    ID  Acres  Govt Lot  Qtr Sec  Sec  Twp  Rge  County    1  80.00  S2NW  19  3S  10E  PARK    2  30.00  N2SW  19  3S  10E  PARK    3  10.00  W2W2NE  19  3S  10E  PARK    Geocodes/Valit:  49-0704-19-1-01-04-0000 - Y  49-0704-19-2-10-05000 - Y  49-0704-19-2-30-10-0000 - Y			<u>Govt Lot</u>						
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3  10.00  W2W2NE  19  3S  10E  PARK    Total:  120.00  120.00  120.00  120.00  120.00  120.00  10E  PARK    Geocodes/Valid:  49-0704-19-1-01-04-0000 - Y  49-0704-19-2-10-01-0000 - Y  49-0704-19-2-30-10-0000 - Y  120.00									
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			49-0704-19-3-01-15-0000 - Y			49-0704-19-3-01-20-0000 - 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. 7053-00 7054-00

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

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## **Remarks:**

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/15/86.

## **OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 1443 RECEIVED 03/13/2002. OWNERSHIP UPDATE TYPE 608 # 34562 RECEIVED 03/29/2006.

THE TIMELY FILED OBJECTION OF DONALD FRANK WAS AMENDED BY BY THE CLAIMANT TO INCLUDE POINT OF DIVERSION. BECAUSE THIS ELEMENT WAS NOT INCLUDED ON THE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THIS CHANGE MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.