

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:** 40A 115154-00 STATEMENT OF CLAIM  
**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:** ANDERSON FAMILY TRUST  
% ARLA HABLUTZEL  
1345 BLUEGRASS DR E  
BILLINGS, MT 59106

**Priority Date:** AUGUST 23, 1965

**Enforceable Priority Date:** AUGUST 23, 1965

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 6.44 CFS

**Maximum Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.  
PRIMARILY A DIRECT FLOW SYSTEM; VOLUME NOT DECREED.

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 169.90

**Source Name:** AMERICAN FORK

**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		NENENW	23	7N	15E	WHEATLAND

**Period of Diversion:** MAY 1 TO OCTOBER 4

**Diversion Means:** HEADGATE

**Reservoir:** OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
SESWNE		18	7N	16E	WHEATLAND

**Diversion to Reservoir:** DIVERSION # 1

**Depth:** 7.67 FEET

**Surface Area:** 3.41 ACRES

**Current Capacity:** 13.07 ACRE-FEET

A HEADGATE AND DITCH ARE USED TO DIVERT WATER FROM THE RESERVOIR TO THE HISTORICALLY IRRIGATED ACRES.

**Period of Use:** MAY 1 to OCTOBER 4

**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	139.70		N2	18	7N	16E	WHEATLAND
2	28.20		N2SW	18	7N	16E	WHEATLAND
3	2.00		NWNWSE	18	7N	16E	WHEATLAND
<b>Total:</b>	169.90						

**Geocodes/Valid:** 44-1606-18-1-01-01-0000 - 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.

115151-00 115152-00 115154-00

THE POINT OF DIVERSION, VOLUME, AND MEANS OF DIVERSION WERE AMENDED BY THE WATER COURT PURSUANT TO SECTION 85-2-233(6), MCA.

**OWNERSHIP UPDATE RECEIVED**

**Remarks:**

OWNERSHIP UPDATE TYPE 608 # 83496 RECEIVED 12/23/2010.