

**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:** 411 120847-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** GREGORY W FIELD  
2927 MONTANA HWY 284  
TOWNSEND, MT 59644-9622

**Priority Date:** DECEMBER 31, 1867  
**Enforceable Priority Date:** DECEMBER 31, 1867

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:**  
PRIMARILY A DIRECT FLOW IRRIGATION SYSTEM; FLOW RATE RETAINED.  
THIS RIGHT IS FOR THE ENTIRE FLOW OF DUCK CREEK, NORTH FORK, AS DECREED IN CASE NO. 1918-1931, BROADWATER COUNTY.

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

**Climatic Area:** 3 - MODERATE

**Maximum Acres:** 834.00

**Source Name:** DUCK CREEK, NORTH FORK  
**Source Type:** SURFACE WATER

**Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	35	9N	2E	BROADWATER

**Period of Diversion:** APRIL 1 TO OCTOBER 31  
**Diversion Means:** HEADGATE

2		NE	35	9N	2E	BROADWATER
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**Period of Diversion:** APRIL 1 TO OCTOBER 31  
**Diversion Means:** HEADGATE

**Reservoir:** OFF STREAM

<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SW	34	9N	2E	BROADWATER

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 20.00 FEET  
**Surface Area:** 3.00 ACRES  
**Current Capacity:** 24.00 ACRE-FEET  
**Original Capacity:** 24.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY THE DNRC.

**Period of Use:** APRIL 1 to OCTOBER 31

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	8.00		NW	2	8N	2E	BROADWATER
2	132.00		N2	3	8N	2E	BROADWATER
3	289.00		N2	4	8N	2E	BROADWATER
4	60.00		SE	33	9N	2E	BROADWATER
5	51.00		SW	33	9N	2E	BROADWATER
6	40.00		NE	34	9N	2E	BROADWATER
7	131.00		SE	34	9N	2E	BROADWATER
8	34.00		SW	34	9N	2E	BROADWATER
9	89.00		W2	35	9N	2E	BROADWATER
<b>Total:</b>	<b>834.00</b>						

**Geocodes/Valid:** -- NO VALID GEOCODES --

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**Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/26/88: FLOW RATE, MAXIMUM ACRES, PLACE OF USE.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/08/91.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/25/86.

WHEN THIS CLAIM WAS ORIGINALLY DECREED, THE PERIOD OF DIVERSION WAS NOT INCLUDED AS AN ELEMENT OF THE CLAIM. IN 2008, THE PERIOD OF DIVERSION ELEMENT WAS ADDED TO ALL CLAIM ABSTRACTS. IT IS NOT CERTAIN IF THE PERIOD OF DIVERSION DATES ADDED TO THIS CLAIM ACCURATELY REFLECT THE HISTORICAL PERIOD OF DIVERSION. MORE INFORMATION IS REQUIRED.

USDA AERIAL PHOTOGRAPH NO. 379-174, DATED 08/28/79, APPEARS TO INDICATE 631.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE BROADWATER COUNTY WATER RESOURCES SURVEY (1956) APPEARS TO INDICATE 653.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

ACCORDING TO INFORMATION IN THE CLAIM FILE, THE RESERVOIR WAS CONSTRUCTED IN 1955 WHICH DOES NOT CORRESPOND TO THE CLAIMED PRIORITY DATE. THIS MAY INDICATE AN EXPANSION OF THE WATER RIGHT.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.