

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 139677-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: TERRY A ERNST
1195 HANSON CREEK RD
LEWISTOWN, MT 59457
SHIRLEY A ERNST
1195 HANSON CREEK RD
LEWISTOWN, MT 59457

Priority Date: DECEMBER 21, 1881
Enforceable Priority Date: DECEMBER 21, 1881

Type of Historical Right: FILED

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

Maximum Flow Rate: 3.34 CFS
Maximum Volume: 285.12 AC-FT
Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 88.00

Source Name: HANSON 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		W2	16	14N	19E	FERGUS

Period of Diversion: APRIL 15 TO OCTOBER 19
Diversion Means: PUMP/FLOOD AND DIKE

2		W2	9	14N	19E	FERGUS
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Period of Diversion: APRIL 15 TO OCTOBER 19
Diversion Means: PUMP/FLOOD AND DIKE

POINT OF DIVERSION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.

Period of Use: APRIL 15 to OCTOBER 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	24.00		W2	9	14N	19E	FERGUS
2	64.00		W2	16	14N	19E	FERGUS
Total:	88.00						

Geocodes/Valid: 08-2366-09-2-01-02-0000 - Y 08-2366-09-2-04-01-0000 - Y
08-2366-09-3-03-01-0000 - Y 08-2366-16-1-03-01-0000 - Y
08-2366-16-3-02-01-0000 - Y 08-2366-17-4-04-01-0000 - 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.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/13/86.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 18256 RECEIVED 12/10/2004.

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

Remarks:

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

USDA AERIAL PHOTOGRAPH NO. 30027-278-210, DATED 09/25/79, APPEARS TO INDICATE 0.00 ACRES IRRIGATED.