

**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:** 41P 162066-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** PONDERA COUNTY CANAL & RESERVOIR CO  
PO BOX 245  
VALIER, MT 59486

**Priority Date:** JANUARY 14, 1913

**Enforceable Priority Date:** JANUARY 14, 1913

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

**Maximum Volume:** 368.00 AC-FT

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 8,540.00

**Source Name:** UNNAMED TRIBUTARY OF BULLHEAD CREEK (BULLHEAD LAKE)

**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		SWNESW	1	30N	5W	PONDERA

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

**Reservoir:** ON STREAM **Reservoir Name** BULLHEAD LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWNESW	1	30N	5W	PONDERA

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 25.00 FEET

**Depth:** 23.00 FEET

**Surface Area:** 16.00 ACRES

**Current Capacity:** 184.00 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

**Period of Use:** MAY 1 to OCTOBER 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	380.20			13	1N	5W	PONDERA
2	582.25			4	30N	3W	PONDERA
3	640.00			5	30N	3W	PONDERA
4	640.00			6	30N	3W	PONDERA
5	630.28			7	30N	3W	PONDERA
6	578.29			8	30N	3W	PONDERA
7	499.23			9	30N	3W	PONDERA
8	87.23		N2	16	30N	3W	PONDERA
9	20.34		NENE	17	30N	3W	PONDERA
10	91.01		N2	18	30N	3W	PONDERA
11	640.00			1	30N	4W	PONDERA
12	640.00			2	30N	4W	PONDERA
13	640.00			3	30N	4W	PONDERA
14	640.00			4	30N	4W	PONDERA
15	640.00			5	30N	4W	PONDERA
16	640.00			6	30N	4W	PONDERA
17	37.03		N2N2	7	30N	4W	PONDERA
18	155.59		N2	8	30N	4W	PONDERA
19	296.95			9	30N	4W	PONDERA
20	416.43			10	30N	4W	PONDERA

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>
21	640.00			11	30N	4W	PONDERA
22	640.00			12	30N	4W	PONDERA
23	165.81		N2	13	30N	4W	PONDERA
24	60.81		N2N2	14	30N	4W	PONDERA
25	604.31			1	30N	5W	PONDERA
26	447.09			2	30N	5W	PONDERA
27	324.82			3	30N	5W	PONDERA
28	36.31		NE	4	30N	5W	PONDERA
29	44.27		N2N2	12	30N	5W	PONDERA
30	4.73		S2S2	7	31N	3W	PONDERA
31	2.16		S2S2	8	31N	3W	PONDERA
32	177.32			16	31N	3W	PONDERA
33	411.99			17	31N	3W	PONDERA
34	482.66			18	31N	3W	PONDERA
35	640.00			19	31N	3W	PONDERA
36	640.00			20	31N	3W	PONDERA
37	640.00			21	31N	3W	PONDERA
38	640.00			28	31N	3W	PONDERA
39	640.00			29	31N	3W	PONDERA
40	640.00			30	31N	3W	PONDERA
41	640.00			31	31N	3W	PONDERA
42	640.00			32	31N	3W	PONDERA
43	640.00			33	31N	3W	PONDERA
44	40.71		SE	5	31N	4W	PONDERA
45	130.26		W2	6	31N	4W	PONDERA
46	592.90			7	31N	4W	PONDERA
47	550.07			8	31N	4W	PONDERA
48	415.43			9	31N	4W	PONDERA
49	28.15		SE	10	31N	4W	PONDERA
50	211.92			13	31N	4W	PONDERA
51	76.28			14	31N	4W	PONDERA
52	497.85			15	31N	4W	PONDERA
53	640.00			16	31N	4W	PONDERA
54	640.00			17	31N	4W	PONDERA
55	640.00			18	31N	4W	PONDERA
56	640.00			19	31N	4W	PONDERA
57	640.00			20	31N	4W	PONDERA
58	640.00			21	31N	4W	PONDERA
59	640.00			22	31N	4W	PONDERA
60	616.02			23	31N	4W	PONDERA
61	588.56			24	31N	4W	PONDERA
62	640.00			25	31N	4W	PONDERA
63	640.00			26	31N	4W	PONDERA
64	640.00			27	31N	4W	PONDERA
65	640.00			28	31N	4W	PONDERA
66	640.00			29	31N	4W	PONDERA
67	640.00			30	31N	4W	PONDERA
68	640.00			31	31N	4W	PONDERA
69	640.00			32	31N	4W	PONDERA
70	640.00			33	31N	4W	PONDERA
71	640.00			34	31N	4W	PONDERA
72	640.00			35	31N	4W	PONDERA
73	640.00			36	31N	4W	PONDERA
74	491.89			2	31N	5W	PONDERA
75	38.00		E2E2	3	31N	5W	PONDERA
76	53.08		E2	10	31N	5W	PONDERA
77	640.00			11	31N	5W	PONDERA
78	640.00			12	31N	5W	PONDERA
79	640.00			13	31N	5W	PONDERA
80	640.00			14	31N	5W	PONDERA
81	483.53			15	31N	5W	PONDERA
82	74.12		SE	16	31N	5W	PONDERA
83	303.79			21	31N	5W	PONDERA
84	640.00			22	31N	5W	PONDERA
85	640.00			23	31N	5W	PONDERA
86	640.00			24	31N	5W	PONDERA
87	640.00			25	31N	5W	PONDERA
88	640.00			26	31N	5W	PONDERA

**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>
89	640.00			27	31N	5W	PONDERA
90	575.50			28	31N	5W	PONDERA
91	102.69		E2	29	31N	5W	PONDERA
92	169.63		NE	32	31N	5W	PONDERA
93	586.69			33	31N	5W	PONDERA
94	640.00			34	31N	5W	PONDERA
95	640.00			35	31N	5W	PONDERA
96	640.00			36	31N	5W	PONDERA
97	82.78		S2	35	32N	5W	PONDERA
<b>Total:</b>	45,886.96						

ONLY 8540.00 ACRES ARE IRRIGATED DURING ANY GIVEN IRRIGATION SEASON WITHIN THE 45690.68 ACRES DESCRIBED UNDER THIS RIGHT.

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

**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.

161998-00	161999-00	162000-00	162001-00	162005-00	162007-00	162008-00
162009-00	162010-00	162011-00	162012-00	162014-00	162015-00	162016-00
162017-00	162018-00	162019-00	162020-00	162021-00	162022-00	162023-00
162024-00	162025-00	162026-00	162027-00	162028-00	162030-00	162031-00
162032-00	162033-00	162034-00	162035-00	162036-00	162037-00	162038-00
162039-00	162041-00	162042-00	162043-00	162044-00	162045-00	162046-00
162047-00	162048-00	162049-00	162050-00	162052-00	162053-00	162054-00
162055-00	162057-00	162058-00	162059-00	162060-00	162062-00	162066-00
162067-00	162068-00	215770-00				

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/03/2013: SOURCE, POINT OF DIVERSION, PERIOD OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

THE VOLUME WAS AMENDED BY THE CLAIMANT ON 03/09/2015.

THE COMPLETE SET OF DOCUMENTATION, MAPS AND OTHER RELATED MATERIALS CAN BE OBTAINED BY REVIEWING FILE NO. 41P 162065-00.

PARENT FILE FOR THIS RIGHT IS 41P 162064-00.

THIS APPROPRIATION OF WATER TAKES WATER FROM THE MARIAS RIVER DRAINAGE (BASIN 41P ) AND USES IT IN THE MARIAS RIVER DRAINAGE (BASIN 41P ) AND THE TWO MEDICINE RIVER DRAINAGE (BASIN 41M ). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

THE PONDERA COUNTY WATER RESOURCES SURVEY ( 1964 ) APPEARS TO INDICATE 3956.42 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 178-53, 178-55, 178-57, 178-59, 178-61, 178-77, 178-78, 178-80, 178-82, 278-176, 278-178 , DATED 08/10/1979, 09/22/1979 , APPEARS TO INDICATE 4482.35 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

PART OF THE CLAIMED PLACE OF USE DOES NOT APPEAR TO BE IRRIGATED BY WATER FROM THE CLAIMED SOURCE.

THE COMBINED CLAIMED FLOW RATE FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 78.00 GPM PER ACRE. THE FLOW RATE GUIDELINE FOR INDIVIDUAL CLAIMS IS 17 GPM PER ACRE.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.