

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:** 76G 90979-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** ROSS L WAGNER  
PO BOX 307  
DEER LODGE, MT 59722-0307  
  
DAWN M WAGNER  
PO BOX 307  
DEER LODGE, MT 59722-0307

**Priority Date:** DECEMBER 31, 1963  
**Enforceable Priority Date:** DECEMBER 31, 1963

**Type of Historical Right:** USE

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

**Maximum Flow Rate:** 341.10 GPM

**Maximum Volume:**  
**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 20.00

**Source Name:** UNNAMED TRIBUTARY OF LITTLE BLACKFOOT RIVER  
**Source Type:** SURFACE WATER

SOURCE FEEDS NATURAL POND CALLED POND #3 WHICH ALSO INCLUDES GROUNDWATER FROM SPRINGS.

**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		SESWNE	24	9N	10W	POWELL

**Period of Diversion:** MAY 15 TO OCTOBER 4  
**Diversion Means:** PUMP

**Reservoir:** ON STREAM **Reservoir Name** UNNAMED POND #3  
**Govt Lot** **Qtr Sec** **Sec** **Twp** **Rge** **County**  
SESWNE 24 9N 10W POWELL

**Diversion to Reservoir:** DIVERSION # 1

**Period of Use:** MAY 15 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	20.00		W2NE	24	9N	10W	POWELL

**Total:** 20.00

**Geocodes/Valid:** 28-1775-24-1-01-01-0000 - 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.

90979-00 90980-00 90981-00 90982-00

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

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 35424 RECEIVED 01/16/2006.  
OWNERSHIP UPDATE TYPE 608 # 46044 RECEIVED 05/07/2007.  
OWNERSHIP UPDATE TYPE 608 # 66414 RECEIVED 04/03/2009.  
OWNERSHIP UPDATE TYPE DOR # 80169 RECEIVED 10/08/2009.

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**Remarks:**

OWNERSHIP UPDATE TYPE DOR # 94154 RECEIVED 05/02/2011.

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.