

**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:** 41A 95026-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:**  
ROGER D PETERS  
6000 MT HIGHWAY 324  
DILLON, MT 59725-9624  
  
CARRIE A PETERS  
6000 MT HIGHWAY 324  
DILLON, MT 59725-9624

**Priority Date:** AUGUST 1, 1886  
**Enforceable Priority Date:** AUGUST 1, 1886

**Type of Historical Right:** DECREED

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

**Maximum Flow Rate:** 3.00 CFS

**Maximum Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

**Climatic Area:** 5 - LOW

**Maximum Acres:** 711.00

**Source Name:** MEDICINE LODGE 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		SESESW	5	10S	11W	BEAVERHEAD
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
2		SENE SW	7	10S	11W	BEAVERHEAD
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
3		NWSWNW	8	10S	11W	BEAVERHEAD
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
4		SWSENE	9	10S	11W	BEAVERHEAD
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						
5		SENE NW	9	10S	11W	BEAVERHEAD
<b>Period of Diversion:</b> APRIL 1 TO OCTOBER 31						
<b>Diversion Means:</b> HEADGATE						

**Period of Use:** APRIL 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	94.00		SW	4	10S	11W	BEAVERHEAD
2	71.00		NE	5	10S	11W	BEAVERHEAD
3	90.00		NW	5	10S	11W	BEAVERHEAD
4	138.00		SE	5	10S	11W	BEAVERHEAD
5	74.00		SW	5	10S	11W	BEAVERHEAD
6	37.00		SENE	6	10S	11W	BEAVERHEAD
7	12.00		NESE	6	10S	11W	BEAVERHEAD
8	52.00		NE	9	10S	11W	BEAVERHEAD
9	81.00		NW	9	10S	11W	BEAVERHEAD
10	62.00		SE	9	10S	11W	BEAVERHEAD
<b>Total:</b>	<b>711.00</b>						

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

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**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.

95011-00	95012-00	95013-00	95014-00	95015-00	95016-00	95017-00
95018-00	95020-00	95023-00	95024-00	95025-00	95026-00	95033-00
95034-00	95035-00	95036-00	95037-00	95038-00	95039-00	95040-00
95041-00	95042-00	95043-00	95044-00	95045-00	95046-00	95047-00
95048-00	95049-00	95050-00	95051-00	95052-00	95053-00	95054-00
95055-00	95113-00	95115-00	95116-00	95117-00	95118-00	95119-00
95120-00	95121-00	95122-00	95123-00	95124-00	95125-00	95127-00
95128-00						

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 2/15/2007: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES.

THE PERIOD OF USE WAS AMENDED BY THE CLAIMANT ON 3/4/2003.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/07/1993.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THE SUM OF THE CLAIMED FLOW RATES EXCEEDS THE 120 MINER'S INCHES DECREED IN CASE NO. 3405, BEAVERHEAD COUNTY. 41A 95026, 117659.