

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 124535-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** PHILIP H BROESDER  
689 MEADOWLARK RD  
CONRAD, MT 59425  
  
B AG INC  
689 MEADOWLARK RD  
CONRAD, MT 59425

**Priority Date:** NOVEMBER 23, 1901  
**Enforceable Priority Date:** NOVEMBER 23, 1901

**Type of Historical Right:** FILED

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

**Maximum Flow Rate:** 4.68 CFS  
THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.  
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 123.60

**Source Name:** MARIAS RIVER, DRY 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	3	SENENW	2	28N	5W	PONDERA
<b>Period of Diversion:</b> APRIL 1 TO NOVEMBER 15						
<b>Diversion Means:</b> PUMP						
2		NESWNW	2	28N	5W	PONDERA
<b>Period of Diversion:</b> APRIL 1 TO NOVEMBER 15						
<b>Diversion Means:</b> PUMP						
3		NENESE	3	28N	5W	PONDERA
<b>Period of Diversion:</b> APRIL 1 TO NOVEMBER 15						
<b>Diversion Means:</b> PUMP						
4		NWNWSE	3	28N	5W	PONDERA
<b>Period of Diversion:</b> APRIL 1 TO NOVEMBER 15						
<b>Diversion Means:</b> PUMP						
5		NENESW	3	28N	5W	PONDERA
<b>Period of Diversion:</b> APRIL 1 TO NOVEMBER 15						
<b>Diversion Means:</b> PUMP						
6		SENWSW	3	28N	5W	PONDERA
<b>Period of Diversion:</b> APRIL 1 TO NOVEMBER 15						
<b>Diversion Means:</b> PUMP						
7		SWNWSW	3	28N	5W	PONDERA
<b>Period of Diversion:</b> APRIL 1 TO NOVEMBER 15						
<b>Diversion Means:</b> PUMP						

**Period of Use:** APRIL 1 to NOVEMBER 15

**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	12.50		NE	2	28N	5W	PONDERA
2	38.00		NW	2	28N	5W	PONDERA
3	19.80		S2NE	3	28N	5W	PONDERA
4	14.20		N2SE	3	28N	5W	PONDERA
5	39.10		N2SW	3	28N	5W	PONDERA
<b>Total:</b>	123.60						

**Geocodes/Valid:** 26-3985-02-1-01-01-0000 - Y

26-3985-03-1-01-01-0000 - 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.

124535-00 124536-00

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 08/03/1999.

THE TYPE OF HISTORICAL RIGHT, PRIORITY DATE, AND FLOW RATE MAY BE QUESTIONABLE. THE CLAIMS FOLLOWING THIS STATEMENT USE THE SAME FILED APPROPRIATION TO DOCUMENT THE RIGHT. THE COMBINED FLOW RATE FOR THIS GROUP OF CLAIMS EXCEEDS THE TOTAL OF THE ORIGINAL APPROPRIATION. 41P 124535-00, 41P 162054-00.

THE OWNERSHIP OF THIS RIGHT MAY BE QUESTIONABLE. PART OF THE PLACE OF USE APPEARS TO BE ON MONTANA STATE TRUST LANDS.