

STATE OF MONTANA  
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION  
1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

# GENERAL ABSTRACT

**A version with a more recent operating authority date exists. Contact DNRC for details.**

**Water Right Number:** 40Q 165422-00 STATEMENT OF CLAIM  
**Version:** 2 -- CHANGE AUTHORIZATION  
**Version Status:** ACTIVE

THIS AUTHORIZATION IS LIMITED TO THE AMOUNT OF THE HISTORIC USE RECOGNIZED BY THE DEPARTMENT IN THIS PROCEEDING AS SUBJECT TO CHANGE, AND WILL THEREAFTER NOT EXCEED THAT AMOUNT. IF THE HISTORIC USE IS REDUCED UNDER ADJUDICATION PROCEEDINGS PURSUANT TO TITLE 85, CHAPTER 2, PART 2, MCA, THIS AUTHORIZATION WILL BE LIMITED TO A LESSER AMOUNT.

**Owners:** MANTERNACH DITCH  
% KENNETH P BENSON  
PO BOX 1133  
SCOBAY, MT 59263

**Priority Date:** MARCH 27, 1902  
**Enforceable Priority Date:** MARCH 27, 1902

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

**Maximum Flow Rate:** 19.43 CFS

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

**Climatic Area:** 2 - MODERATELY HIGH

**Maximum Acres:** 513.00

**Source Name:** POPLAR RIVER  
**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		SWSENE	33	35N	48E	DANIELS

**Period of Diversion:** APRIL 1 TO NOVEMBER 4

**Diversion Means:** DIVERSION DAM

**Period of Use:** APRIL 1 to NOVEMBER 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	78.00		SE	9	34N	48E	DANIELS
2	31.00		S2N2	10	34N	48E	DANIELS
3	58.00		N2SW	10	34N	48E	DANIELS
4	22.00		S2NW	15	34N	48E	DANIELS
5	53.00		W2SW	15	34N	48E	DANIELS
6	14.00		NESW	15	34N	48E	DANIELS
7	28.00		SENE	16	34N	48E	DANIELS
8	67.00		E2SE	16	34N	48E	DANIELS
9	36.20		E2NE	21	34N	48E	DANIELS
10	60.00		NW	22	34N	48E	DANIELS
11	16.00		SENE	26	34N	48E	DANIELS
12	5.40		NESW	26	34N	48E	DANIELS
13	27.00		NWSE	26	34N	48E	DANIELS
14	33.00		SWNE	26	34N	48E	DANIELS
<b>Total:</b>	<b>528.60</b>						

**Geocodes/Valid:** 37-4690-09-4-01-01-0000 - Y 37-4690-10-2-02-01-0000 - Y  
37-4690-15-2-03-01-0000 - Y 37-4690-15-3-03-02-0000 - Y  
37-4690-16-1-01-01-0000 - Y 37-4690-16-4-01-01-0000 - Y  
37-4690-21-1-01-02-0000 - Y 37-4690-21-1-01-03-0000 - Y

**Remarks:**

**Remarks:**

THIS AUTHORIZATION AND AUTHORIZATION NO. 40Q-104448-00 USE THE SAME PUMP.  
65.8 ACRES HAVE BEEN REMOVED FROM IRRIGATION.