

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: 41S 113212-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Version Status: ACTIVE

Owners: T LAZY T RANCH INC
4606 ACKLEY LAKE RD
HOBSON, MT 59452-8668

ROBERTA J FRENCH
HC 81 BOX 85
HOBSON, MT 59452

DANIEL T FRENCH
HC 81 BOX 85
HOBSON, MT 59452

TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.

Priority Date: JUNE 26, 1886

Enforceable Priority Date: JUNE 26, 1886

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 5.00 CFS

Maximum Volume: 1,983.00 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 698.00

Source Name: JUDITH 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		NWNWNW	28	14N	13E	JUDITH BASIN

Period of Diversion: APRIL 15 TO OCTOBER 31

Diversion Means: HEADGATE

Period of Use: APRIL 15 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	140.00		SW	24	14N	13E	JUDITH BASIN
2	8.00		S2SE	24	14N	13E	JUDITH BASIN
3	330.00		E2	24	14N	13E	JUDITH BASIN
4	30.00		N2N2	25	14N	13E	JUDITH BASIN
5	35.00		E2SW	13	14N	13E	JUDITH BASIN
6	70.00		SE	13	14N	13E	JUDITH BASIN
7	70.00		S2	18	14N	14E	JUDITH BASIN
8	15.00		S2NW	18	14N	14E	JUDITH BASIN
Total:	698.00						

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.

113210-00	113212-00	113214-00	113215-00	113218-00	113219-00	113220-00
113221-00	113222-00	113223-00	113224-00	113225-00	113226-00	115233-00

THE MAXIMUM ACRES AND PLACE OF USE HAVE BEEN RE-EXAMINED BY THE DNRC UNDER MONTANA WATER COURT ORDER DATED AUGUST 29, 1997. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

Remarks:

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/27/87.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/23/96.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 18494 RECEIVED 12/23/2004.

THIS CLAIM AND THE CLAIM NUMBERS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THESE CLAIMS, HOWEVER, SHALL NOT EXCEED THE 200 INCHES AS DECREED IN CASE NO. 982. THE COURT, AT THIS TIME, MAKES NO DETERMINATION OF CORRECT PREDECESSORS IN INTEREST OR THE CORRECT DIVISION OF THE WATER AMONG CLAIMANTS. 104390-00, 104326-00, 162213-00.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 243.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

USDA AERIAL PHOTOGRAPH NO(S). 30045-179-108 AND 30045-179-78 , DATED 9/17/1979 , APPEARS TO INDICATE 468.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.