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 16522-00 STATEMENT OF CLAIM Version: 2 POST DECREE					
Owners:		Version Status: ACTIVE BOS TERRA LP					
		PO BOX 16					
		HOBSON, N	NT 59452-016	69			
Priority Date:		JULY 1, 1883					
Enforceable Priority Date: JULY 1, 1883							
Type of Historical Right:		DECREED					
Purpose (use):		IRRIGATION					
Irrigation Type:		FLOOD					
Maximum Flow Rate:		0.60 CFS					
Maximum Volume:		THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.					
Climatic Area:		3 - MODERATE					
Maximum Acres:		524.00					
Source Name:		JUDITH RIVER					
Source T	уре:	SURFACE WATER					
Point of Diversion and Means of Diversion:							
<u>ID</u>		Govt Lot	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>		County
1			SESWNW	1	<u>Twp</u> 14N		<u>County</u> JUDITH BASIN
1 Period of		n: MAY 1 TO S	SESWNW SEPTEMBER	1			
1 Period of Diversion	f Diversion n Means:		SESWNW SEPTEMBER	1			
1 Period of		MAY 1 TO S HEADGATE	SESWNW SEPTEMBER	1 30			
1 Period of Diversion	n Means:	MAY 1 TO S HEADGATE	SESWNW SEPTEMBER	1 30			
1 Period of Diversion Period of Use: Place of <u>ID</u>	n Means: Use: <u>Acres</u>	MAY 1 TO S HEADGATE	SESWNW SEPTEMBER E SEPTEMBER S <u>Qtr Sec</u>	1 30 30 <u>Sec</u>	14N	14E	JUDITH BASIN
1 Period of Diversion Period of Use: Place of <u>ID</u> 1	n Means: Use: <u>Acres</u> 155.00	n: MAY 1 TO S HEADGATE MAY 1 to S	SESWNW SEPTEMBER E SEPTEMBER S <u>Qtr Sec</u> NW	1 30 30 <u>Sec</u> 2	<u>14N</u> <u>Twp</u> 14N	14E <u>Rge</u> 15E	JUDITH BASIN County JUDITH BASIN
1 Period of Diversion Period of Use: Place of 1 1 2	n Means: Use: <u>Acres</u> 155.00 40.00	n: MAY 1 TO S HEADGATE MAY 1 to S	SESWNW SEPTEMBER E SEPTEMBER <u>Qtr Sec</u> NW N2SW	1 30 30 <u>Sec</u> 2 2	<u>Twp</u> 14N 14N 14N	14E 14E 15E 15E	JUDITH BASIN <u>County</u> JUDITH BASIN JUDITH BASIN
1 Period of Diversion Period of Use: Place of <u>ID</u> 1 2 3	n Means: Use: <u>Acres</u> 155.00 40.00 20.00	n: MAY 1 TO S HEADGATE MAY 1 to S	SESWNW SEPTEMBER E SEPTEMBER <u>Qtr Sec</u> NW N2SW SWSW	1 30 30 <u>Sec</u> 2 2 2 2	<u>Twp</u> 14N 14N 14N 14N	14E 14E 15E 15E 15E	JUDITH BASIN <u>County</u> JUDITH BASIN JUDITH BASIN JUDITH BASIN
1 Period of Diversion Period of Use: Place of <u>ID</u> 1 2 3 4	n Means: Use: <u>Acres</u> 155.00 40.00 20.00 15.00	n: MAY 1 TO S HEADGATE MAY 1 to S	SESWNW SEPTEMBER SEPTEMBER SEPTEMBER SEPTEMBER SERE NW N2SW SWSW SENE	1 30 30 30 <u>Sec</u> 2 2 2 3	<u>Twp</u> 14N 14N 14N	14E 14E 15E 15E	JUDITH BASIN <u>County</u> JUDITH BASIN JUDITH BASIN
1 Period of Diversion Period of Use: Place of <u>ID</u> 1 2 3	n Means: Use: <u>Acres</u> 155.00 40.00 20.00	n: MAY 1 TO S HEADGATE MAY 1 to S	SESWNW SEPTEMBER E SEPTEMBER <u>Qtr Sec</u> NW N2SW SWSW	1 30 30 <u>Sec</u> 2 2 2 2	Twp 14N 14N 14N 14N 14N 14N 14N 14N	14E 14E 15E 15E 15E 15E 15E	JUDITH BASIN <u>County</u> JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN
1 Period of Diversion Period of Use: Place of 1 2 3 4 5 6 7	n Means: Use: <u>Acres</u> 155.00 40.00 20.00 15.00 65.00	n: MAY 1 TO S HEADGATE MAY 1 to S	SESWNW SEPTEMBER E SEPTEMBER SEPTEMBER SEPTEMBER SERE N2SW SENE N2SE	1 30 30 30 <u>Sec</u> 2 2 2 3 3 3	Twp 14N 14N 14N 14N 14N 14N 14N 14N 14N	<u>Rge</u> 15E 15E 15E 15E 15E 15E	JUDITH BASIN <u>County</u> JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN
1 Period of Diversion Period of Use: Place of <u>ID</u> 1 2 3 4 5 6	n Means: Use: 155.00 40.00 20.00 15.00 65.00 37.00	n: MAY 1 TO S HEADGATE MAY 1 to S	SESWNW SEPTEMBER E EPTEMBER MW N2SW SWSW SENE N2SE SESE	1 30 30 <u>Sec</u> 2 2 2 3 3 3 3	Twp 14N	<u>Rge</u> 15E 15E 15E 15E 15E 15E	JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN
1 Period of Diversion Period of Use: Place of 1 2 3 4 5 6 7	n Means: Use: <u>Acres</u> 155.00 40.00 20.00 15.00 65.00 37.00 32.00	n: MAY 1 TO S HEADGATE MAY 1 to S	SESWNW SEPTEMBER E SEPTEMBER SEPTEMBER SESE NW N2SW SWSW SENE N2SE SESE SWSE	1 30 30 30 <u>Sec</u> 2 2 2 3 3 3 3 3 3	Twp 14N	<u>Rge</u> 15E 15E 15E 15E 15E 15E 15E	JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN
1 Period of Diversion Period of Use: Place of 1 2 3 4 5 6 7 8	n Means: Use: <u>Acres</u> 155.00 40.00 20.00 15.00 65.00 37.00 32.00 160.00 524.00	n: MAY 1 TO S HEADGATE MAY 1 to S <u>Govt Lot</u>	SESWNW SEPTEMBER E SEPTEMBER SEPTEMBER SESE NW N2SW SWSW SENE N2SE SESE SWSE	1 30 30 30 <u>Sec</u> 2 2 2 3 3 3 3 3 5	Twp 14N 14N	<u>Rge</u> 15E 15E 15E 15E 15E 15E 15E 15E	JUDITH BASIN County JUDITH BASIN JUDITH BASIN
1 Period of Diversion Period of Use: Place of 1 2 3 4 5 6 7 8 Total:	n Means: Use: <u>Acres</u> 155.00 40.00 20.00 15.00 65.00 37.00 32.00 160.00 524.00	n: MAY 1 TO S HEADGATE MAY 1 to S <u>Govt Lot</u> 36-2362-02-	SESWNW SEPTEMBER SEPTEMBER SEPTEMBER SEPTEMBER NW N2SW SWSW SENE N2SE SESE SWSE SWSE SWSE SWSE	1 30 30 30 <u>Sec</u> 2 2 2 2 3 3 3 3 3 5	Twp 14N 14N	<u>Rge</u> 15E 15E 15E 15E 15E 15E 15E 15E	JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN JUDITH BASIN

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. 16516-00 16518-00 16519-00 16521-00 16522-00 16523-00

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 84875 RECEIVED 02/25/2011.

Remarks:

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 160 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 THIS WATER AMONG CLAIMANTS. W138217-00, W013329-00, W011661-00.

USDA AERIAL PHOTOGRAPHS 30045-179-112 AND 30045-179-114 DATED 9/17/79 AND 30045-279-19 DATED 9/18/79 APPEAR TO INDICATE 0.00 ACRES IRRIGATED.

THE JUDITH BASIN COUNTY WATER RESOURCES SURVEY (1963) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

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