

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: 41O 178048-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE
Version Status: ACTIVE

Owners: T & K FARMS INC
2270 14TH RD NE
DUTTON, MT 59433

PHILIP E JOHNSON
PO BOX 137
FORT SHAW, MT 59443-0137

PEGGY J JOHNSON
PO BOX 137
FORT SHAW, MT 59443-0137

ELLIS MISNER
4810 CRAIG FRONTAGE RD
CASCADE, MT 59421-8376

VIRGINIA JAMRUSZKA-MISNER
4810 CRAIG FRONTAGE RD
CASCADE, MT 59421-8376

Priority Date: OCTOBER 20, 1890
Enforceable Priority Date: OCTOBER 20, 1890

Type of Historical Right: FILED

Purpose (use): STOCK
THIS WATER RIGHT IS INCIDENTALLY USED FOR FIRE PROTECTION.

Maximum Flow Rate: NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM.

Maximum Volume: THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: TETON RIVER
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 | | NWNE | 13 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 2 | | NWNE | 13 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 3 | | S2NE | 13 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 4 | | N2S2 | 13 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 5 | | W2SWNW | 13 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 6 | | SENE | 14 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 | | | | | | |
| Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |

| <u>ID</u> | <u>Govt Lot</u> | <u>Qtr Sec</u> | <u>Sec</u> | <u>Twp</u> | <u>Rge</u> | <u>County</u> |
|--|-----------------|----------------|------------|------------|------------|---------------|
| 7 | | SWNE | 14 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 8 | | S2NWNE | 14 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 9 | | SENENW | 14 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 10 | | SENW | 14 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 11 | | E2SWNW | 14 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 12 | | S2NWNW | 14 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 13 | | NENE | 15 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 14 | | NENWNE | 15 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 15 | | E2NW | 15 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 16 | | SWSE | 10 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 17 | | SESW | 10 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 18 | | SESWSW | 10 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 19 | | SENE | 16 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 20 | | SESWNE | 16 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 21 | | SENW | 16 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| 22 | | N2NW | 16 | 25N | 1W | TETON |
| Period of Diversion: JANUARY 1 TO DECEMBER 31 Diversion Means: LIVESTOCK DIRECT FROM SOURCE | | | | | | |
| Period of Use: JANUARY 1 to DECEMBER 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 | | | SWSE | 10 | 25N | 1W | TETON |
| 2 | | | SESW | 10 | 25N | 1W | TETON |
| 3 | | | SESWSW | 10 | 25N | 1W | TETON |
| 4 | | | NWNENE | 13 | 25N | 1W | TETON |
| 5 | | | NWNE | 13 | 25N | 1W | TETON |
| 6 | | | S2NE | 13 | 25N | 1W | TETON |
| 7 | | | W2SWNW | 13 | 25N | 1W | TETON |
| 8 | | | N2S2 | 13 | 25N | 1W | TETON |
| 9 | | | S2NWNE | 14 | 25N | 1W | TETON |
| 10 | | | SENE | 14 | 25N | 1W | TETON |
| 11 | | | SWNE | 14 | 25N | 1W | TETON |
| 12 | | | SENEW | 14 | 25N | 1W | TETON |
| 13 | | | S2NWNW | 14 | 25N | 1W | TETON |
| 14 | | | SENE | 14 | 25N | 1W | TETON |
| 15 | | | E2SWNW | 14 | 25N | 1W | TETON |
| 16 | | | NENE | 15 | 25N | 1W | TETON |
| 17 | | | NENWNE | 15 | 25N | 1W | TETON |
| 18 | | | E2NW | 15 | 25N | 1W | TETON |
| 19 | | | SENE | 16 | 25N | 1W | TETON |
| 20 | | | SESWNE | 16 | 25N | 1W | TETON |
| 21 | | | N2NW | 16 | 25N | 1W | TETON |
| 22 | | | SENE | 16 | 25N | 1W | TETON |

Geocodes/Valid: 31-3610-10-3-01-01-0000 - Y 31-3610-13-1-01-01-0000 - Y
 31-3610-13-2-01-01-0000 - Y 31-3610-13-4-01-01-0000 - Y
 31-3610-15-1-01-01-0000 - Y 31-3610-16-1-01-01-0000 - Y
 31-3610-16-2-01-02-0000 - Y

Remarks:

THIS WATER RIGHT CLAIM IS SUBJECT TO A PRIVATE STIPULATION GOVERNING THE USE OF THIS WATER RIGHT CLAIM FROM OCTOBER 1 THROUGH DECEMBER 31 OF EACH YEAR. A COPY OF THIS PRIVATE STIPULATION IS AVAILABLE FROM THE CLAIMANTS OR AT THE WATER COURT FILED IN CASE 41O-173.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/26/85.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 587 RECEIVED 01/25/2002.

OWNERSHIP UPDATE TYPE 608 # 44162 RECEIVED 02/01/2007.

OWNERSHIP UPDATE TYPE DOR # 122432 RECEIVED 12/30/2013.