

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: 40N 188624-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Version Status: ACTIVE

Owners:

MICHAEL L JONES
PO BOX 278
HINSDALE, MT 59241

TERESA M JONES
PO BOX 31
HINSDALE, MT 59241

KEITH BEIL
PO BOX 271
HINSDALE, MT 59241

MYLA BEIL
PO BOX 271
HINSDALE, MT 59241

FRANK JONES III
PO BOX 263
HINSDALE, MT 59241

ROY A JONES
PO BOX 263
HINSDALE, MT 59241

Priority Date: DECEMBER 31, 1921

Enforceable Priority Date: DECEMBER 31, 1921

Type of Historical Right: USE

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 5,400.00 GPM

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT USE THE SAME PUMP. THE COMBINED FLOW RATE FOR THESE RIGHTS IS LIMITED TO THE HISTORICAL PUMP CAPACITY. 40N 168164-00, 40N 188624-00, 40O 30046559, 40O 30064388.

THE PERMISSIVE USE OF THE PUMP LOCATED IN THE NWNESE OF SECTION 21 WILL NOT INCREASE THE COMBINED FLOW RATE OF THE FOLLOWING WATER RIGHTS: 40N 168164-00, 40N 188624-00, 40O 30046559, 40O 30064388.

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: 1,046.65

Source Name: ROCK CREEK

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		NWNESE	21	31N	36E	VALLEY

Period of Diversion: APRIL 1 TO NOVEMBER 1

Diversion Means: PUMP

Period of Use: APRIL 1 to NOVEMBER 1

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	76.00		N2SW	27	31N	36E	VALLEY
2	10.60		NWNW	27	31N	36E	VALLEY
3	75.00		S2NW	27	31N	36E	VALLEY
4	39.30		NENW	27	31N	36E	VALLEY
5	160.00		NE	27	31N	36E	VALLEY
6	40.00		SWNW	26	31N	36E	VALLEY
7	148.00		S2S2	28	31N	36E	VALLEY

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>
8	125.00		N2N2	33	31N	36E	VALLEY
9	44.50		S2NE	33	31N	36E	VALLEY
10	152.00		SE	34	31N	36E	VALLEY
11	136.25		NE	3	30N	36E	VALLEY
12	40.00		NESE	3	30N	36E	VALLEY
Total:	1,046.65						

Geocodes/Valid: 20-4246-03-1-01-01-0000 - Y 20-4357-26-2-03-01-0000 - Y
20-4357-27-3-03-02-0000 - Y 20-4357-28-3-03-01-0000 - Y
20-4357-33-1-01-01-0000 - Y 20-4357-34-4-01-01-0000 - Y

Remarks:

THE PERIOD OF USE WAS AMENDED BY THE WATER COURT PURSUANT TO SECTION 85-2-233(6), MCA. IMPLIED CLAIM NO. 400 30064388 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

THIS APPROPRIATION OF WATER TAKES WATER FROM THE ROCK CREEK, TRIBUTARY TO MILK RIVER DRAINAGE (BASIN 40N) AND USES IT IN THE ROCK CREEK, TRIBUTARY TO MILK RIVER DRAINAGE (BASIN 40N) AND THE MILK RIVER, BELOW WHITEWATER INCLUDING PORCUPINE CREEK DRAINAGE (BASIN 400). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL 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. 400 152270-00, 40N 188624-00, 40N 188626-00, 400 30064388, 400 30064389.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 46569 RECEIVED 05/30/2007.