

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:** 42B 111609-00 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:**

SUZOR, SANDRA SCOTT TRUST  
HC 64 BOX 65  
RANCHESTER, WY 82839

SCOTT, JAMES R TRUST  
HC 64 BOX 65  
RANCHESTER, WY 82839

SCOTT, RAE ANN TRUST  
HC 64 BOX 65  
RANCHESTER, WY 82839

SCOTT, RANDALL TRUST  
HC 64 BOX 65  
RANCHESTER, WY 82839

SCOTT, RONALD TRUST  
HC 64 BOX 65  
RANCHESTER, WY 82839

SCOTT, SUSAN E TRUST  
HC 64 BOX 65  
RANCHESTER, WY 82839

SCOTT, RISA TRUST  
HC 64 BOX 65  
RANCHESTER, WY 82839

SCOTT, RIKI TRUST  
HC 64 BOX 65  
RANCHESTER, WY 82839

LORRAINE P JOHNSTON  
STAR RT BOX 65  
RANCHESTER, WY 82839

MATHEW J JOHNSTON  
HC BOX 65  
RANCHESTER, WY 82839

HOMER A SCOTT SR  
HC 64 BOX 65  
RANCHESTER, WY 82839

MILDRED S SCOTT  
HC 64 BOX 65  
RANCHESTER, WY 82839

JAMES M SCOTT  
HC 64 BOX 65  
RANCHESTER, WY 82839

HOMER R SCOTT  
HC 64 BOX 65  
RANCHESTER, WY 82839

JONATHAN SCOTT  
HC 64 BOX 65  
RANCHESTER, WY 82839

JULIE A SCOTT  
HC 64 BOX 65  
RANCHESTER, WY 82839

CHRISTINE M SCOTT  
HC 64 BOX 65  
RANCHESTER, WY 82839

BENCH RANCH, LLC  
% CHARLES HEYNEMAN  
3238 DURLAND DR  
BILLINGS, MT 59102

**Priority Date:** MAY 7, 1868

**Enforceable Priority Date:** MAY 7, 1868

**Type of Historical Right:** RESERVED

THIS WATER RIGHT IS A WALTON RIGHT.

THIS WATER RIGHT IS NOT PART OF THE TRIBAL WATER RIGHT AS DEFINED IN THE CROW COMPACT.

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 3.00 CFS

THE FOLLOWING REMARK IS ADDED AS REQUESTED IN THE ADDENDUM TO STIPULATION FILED 04/04/2016 IN CASE 42B-37: USE OF THE ENTIRE FLOW RATE ALTERNATES BETWEEN 42B 111566-00 AND 42B 111609-00.

PRIMARILY A DIRECT FLOW SYSTEM; FLOW RATE RETAINED.

**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:** 41.10

**Source Name:** YOUNGS 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	4	SESWSW	7	9S	38E	BIG HORN

**Period of Diversion:** MARCH 1 TO NOVEMBER 1

**Diversion Means:** DAM

2 - SECONDARY	4	SESWSW	7	9S	38E	BIG HORN
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**Period of Diversion:** MARCH 1 TO NOVEMBER 1

**Diversion Means:** HEADGATE

**Reservoir:** ON STREAM **Reservoir Name** BAR V RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
4	SESWSW	7	9S	38E	BIG HORN

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 13.00 FEET

**Depth:** 10.00 FEET

**Surface Area:** 7.70 ACRES

**Current Capacity:** 30.80 ACRE-FEET

THE DAM EXTENDS INTO THE NWNWNW SEC 18 TWP 9S RGE 38E BIG HORN COUNTY.

**Period of Use:** MARCH 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	1.10		SESW	7	9S	38E	BIG HORN
2	0.40	4	SWSW	7	9S	38E	BIG HORN
3	4.50		NENE	18	9S	38E	BIG HORN
4	25.10		W2NE	18	9S	38E	BIG HORN
5	10.00		NENW	18	9S	38E	BIG HORN
<b>Total:</b>	<b>41.10</b>						

**Geocodes/Valid:** 22-0207-07-4-03-01-0000 - Y 22-0207-18-1-01-01-0000 - Y

**Remarks:**

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

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE CROW INDIAN RESERVATION.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/14/1998.