

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: 42C 13103-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

Version Status: ACTIVE

Owners: COFFEE-NEFSY LTD PARTNERSHIP
%WILLIAM COFFEE
PO BOX 80850
BILLINGS, MT 59108-0850

COFFEE FEEDERS LLC
PO BOX 80850
BILLINGS, MT 59108-0850

Priority Date: DECEMBER 10, 1902

Enforceable Priority Date: DECEMBER 10, 1902

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 7.44 CFS

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 1 - HIGH

Maximum Acres: 809.46

Source Name: TONGUE 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		NENESW	27	1N	44E	ROSEBUD

Period of Diversion: MARCH 15 TO NOVEMBER 19

Diversion Means: PUMP

2		SWSWNW	23	1N	44E	ROSEBUD
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Period of Diversion: MARCH 15 TO NOVEMBER 19

Diversion Means: PUMP

3		NESENE	22	1N	44E	ROSEBUD
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Period of Diversion: MARCH 15 TO NOVEMBER 19

Diversion Means: PUMP

4		SESWNE	14	1N	44E	ROSEBUD
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Period of Diversion: MARCH 15 TO NOVEMBER 19

Diversion Means: PUMP

Ditch Name: BALL RANCH COMPANY EAST DITCH

5		SWSWSE	11	1N	44E	ROSEBUD
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Period of Diversion: MARCH 15 TO NOVEMBER 19

Diversion Means: PUMP

6		NWNWNW	12	1N	44E	ROSEBUD
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Period of Diversion: MARCH 15 TO NOVEMBER 19

Diversion Means: PUMP

Period of Use: MARCH 15 to NOVEMBER 19

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	66.67		SW	1	1N	44E	ROSEBUD
2	11.98		E2E2SE	2	1N	44E	ROSEBUD
3	142.56		E2	11	1N	44E	ROSEBUD
4	40.13		W2	12	1N	44E	ROSEBUD
5	48.41		NE	14	1N	44E	ROSEBUD
6	75.51		E2	15	1N	44E	ROSEBUD

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>
7	182.80		E2	22	1N	44E	ROSEBUD
8	116.41		W2	23	1N	44E	ROSEBUD
9	124.99			27	1N	44E	ROSEBUD
Total:	809.46						

THE FOLLOWING REMARK IS ADDED AS REQUESTED BY THE PARTIES IN CASE 42C-65: THE PLACE OF USE QUARTER SECTION LEGAL LAND DESCRIPTIONS ARE FOR GENERAL LOCATION PURPOSES. LANDS IN ALL SECTIONS EXCEPT SECTION 2, TOWNSHIP 1N, RANGE 44E, INCLUDE MULTIPLE GOVERNMENT LOTS. RIVER MIGRATIONS OVER TIME MAY HAVE ALTERED ACREAGES AND CONFIGURATIONS OF THE GOVERNMENT LOTS. THEREFORE A DETERMINATION OF EXACT ACREAGE IN EACH LOT HAS NOT BEEN MADE. SEE MAPS FOR MORE INFORMATION.

Geocodes/Valid:		
	29-1052-01-1-01-01-1564 - Y	29-1052-01-2-01-01-0000 - Y
	29-1052-02-2-01-01-1480 - Y	29-1052-11-4-04-01-0000 - Y
	29-1052-12-3-01-01-0000 - Y	29-1052-14-1-01-01-1169 - Y
	29-1052-15-1-01-01-1632 - Y	29-1052-22-1-01-01-0000 - Y
	29-1052-23-2-02-01-0000 - Y	29-1052-27-3-03-01-0000 - Y

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.

13102-00 13103-00 13105-00 13106-00 13108-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 08/27/2007: POINT OF DIVERSION, PLACE OF USE, FLOW RATE, PRIORITY DATE, TYPE OF HISTORICAL RIGHT.

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 5474 RECEIVED 09/12/2002.

OWNERSHIP UPDATE TYPE DOR # 124039 RECEIVED 07/01/2014.

OWNERSHIP UPDATE TYPE DOR # 124682 RECEIVED 07/01/2014.