

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: 40A 30007142 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: TWO DOT LAND & LIVESTOCK CO
% BOB JONES
PO BOX 673
HARLOWTON, MT 59036

Priority Date: DECEMBER 21, 1908

Enforceable Priority Date: DECEMBER 21, 1908

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 2.50 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: 1,184.20

Source Name: AMERICAN FORK

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	6		4	6N	15E	WHEATLAND

Period of Diversion: FEBRUARY 1 TO NOVEMBER 4

Diversion Means: DITCH

2		NWSWSE	14	7N	15E	WHEATLAND
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Period of Diversion: FEBRUARY 1 TO NOVEMBER 4

Diversion Means: DITCH

3		NWSESE	22	7N	15E	WHEATLAND
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Period of Diversion: FEBRUARY 1 TO NOVEMBER 4

Diversion Means: DITCH

4		NENENW	23	7N	15E	WHEATLAND
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Period of Diversion: FEBRUARY 1 TO NOVEMBER 4

Diversion Means: DITCH

5		NENESE	33	7N	15E	WHEATLAND
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Period of Diversion: FEBRUARY 1 TO NOVEMBER 4

Diversion Means: DITCH

6		NESWSE	33	7N	15E	WHEATLAND
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Period of Diversion: FEBRUARY 1 TO NOVEMBER 4

Diversion Means: DITCH

7		SWNESW	27	7N	15E	WHEATLAND
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Period of Diversion: FEBRUARY 1 TO NOVEMBER 4

Diversion Means: DITCH

8		SWSESW	27	7N	15E	WHEATLAND
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Period of Diversion: FEBRUARY 1 TO NOVEMBER 4

Diversion Means: DITCH

Period of Use: FEBRUARY 1 to NOVEMBER 4

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	3.20	2		4	6N	15E	WHEATLAND
2	5.00	3		4	6N	15E	WHEATLAND
3	68.00		W2	13	7N	15E	WHEATLAND
4	93.00		NE	14	7N	15E	WHEATLAND
5	77.00		S2NW	14	7N	15E	WHEATLAND
6	113.00		SE	14	7N	15E	WHEATLAND
7	150.00		SW	14	7N	15E	WHEATLAND
8	155.00		SE	15	7N	15E	WHEATLAND
9	15.00		E2SW	15	7N	15E	WHEATLAND
10	72.00		NW	23	7N	15E	WHEATLAND
11	8.00		NWSW	23	7N	15E	WHEATLAND
12	28.00		NWNE	27	7N	15E	WHEATLAND
13	6.00		SWNE	27	7N	15E	WHEATLAND
14	37.00		NENW	27	7N	15E	WHEATLAND
15	19.00		NWNW	27	7N	15E	WHEATLAND
16	40.00		SENW	27	7N	15E	WHEATLAND
17	35.00		SWNW	27	7N	15E	WHEATLAND
18	22.00		NESW	27	7N	15E	WHEATLAND
19	6.00		SESW	27	7N	15E	WHEATLAND
20	77.00		W2SW	27	7N	15E	WHEATLAND
21	2.00		SENE	28	7N	15E	WHEATLAND
22	40.00		E2SE	28	7N	15E	WHEATLAND
23	70.00		E2NE	33	7N	15E	WHEATLAND
24	6.00		SWNE	33	7N	15E	WHEATLAND
25	37.00		SE	33	7N	15E	WHEATLAND
Total:	1,184.20						

Geocodes/Valid:	44-1509-04-2-01-01-0000 - Y	44-1605-13-1-01-01-0000 - Y
	44-1605-13-2-03-01-0000 - Y	44-1605-14-1-02-01-0000 - Y
	44-1605-14-4-01-01-0000 - Y	44-1605-15-3-01-01-0000 - Y
	44-1605-15-3-03-01-0000 - Y	44-1605-23-1-01-01-0000 - Y
	44-1605-27-1-01-01-0000 - Y	44-1605-28-1-01-01-0000 - Y
	44-1605-33-1-01-01-0000 - 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.

198204-00 198208-00 198209-00 198214-00 30007141 30007142

THE FOLLOWING REMARK IS ADDED AS REQUESTED IN THE STIPULATIONS FILED ON FEBRUARY 11, 2004 AND FEBRUARY 18, 2004 IN CASE 40A-250: THE DIVERTED FLOW OF THE FOLLOWING WATER RIGHTS MAY BE MARSHALED BETWEEN AND AMONG THE VARIOUS CLAIMED POINTS OF DIVERSION AND PLACES OF USE OF ANY OF THESE RIGHTS SO LONG AS SUCH MARSHALING DOES NOT ADVERSELY AFFECT ANY OTHER WATER RIGHT AND SO LONG AS THESE RIGHTS ARE HELD BY A COMMON OWNER: 40A 198203-00, 40A 198204-00, 40A 198205-00, 40A 198206-00, 40A 198207-00, 40A 198208-00, 40A 198209-00, 40A 198210-00, 40A 198213-00, 40A 198214-00, 40A 30007141, AND 40A 30007142.

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

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 198214-00.

CLAIM WAS NOT INCLUDED IN THE BASIN 40A TEMPORARY PRELIMINARY DECREE ISSUED 05/07/85.