

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 198206-00 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: MAY 31, 1899

Enforceable Priority Date: MAY 31, 1899

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 13.50 CFS

Maximum Volume: 7,442.20 AC-FT

Climatic Area: 3 - MODERATE

Maximum Acres: 3,710.00

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		NE	SESE	14	6N 14E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
2		S	SWSW	7	6N 15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
3		NE	SESW	7	6N 15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
4		S	SESE	7	6N 15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
5		SE	SENE	7	6N 15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
6		SE	SESW	5	6N 15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
7		S	SWSWSE	5	6N 15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
8		N	ESWNW	4	6N 15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
9		N	ENENW	4	6N 15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
10		N	ENWNE	27	7N 15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
11		NWNWSW	23	7N	15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
12		NENENW	23	7N	15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
13		NWSWSE	14	7N	15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
14		NESWSE	33	7N	15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
15		NENESE	33	7N	15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
16		SWNESW	27	7N	15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
17		SENESE	22	7N	15E	WHEATLAND
Period of Diversion: FEBRUARY 1 TO NOVEMBER 4						
Diversion Means: PUMP/HEADGATE W/DITCH OR PIPELINE						
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	5.00		NWNW	13	7N	15E	WHEATLAND
2	30.00		SWNW	13	7N	15E	WHEATLAND
3	5.00		NWSW	13	7N	15E	WHEATLAND
4	5.00		NWNE	23	7N	15E	WHEATLAND
5	20.00		NENW	23	7N	15E	WHEATLAND
6	20.00		NWNW	23	7N	15E	WHEATLAND
7	10.00		SWNW	23	7N	15E	WHEATLAND
8	5.00		NWSW	23	7N	15E	WHEATLAND
9	10.00		SWNE	14	7N	15E	WHEATLAND
10	10.00		SENE	14	7N	15E	WHEATLAND
11	35.00		NESW	14	7N	15E	WHEATLAND
12	5.00		NWSW	14	7N	15E	WHEATLAND
13	20.00		SWSW	14	7N	15E	WHEATLAND
14	35.00		SESW	14	7N	15E	WHEATLAND
15	20.00		NESE	14	7N	15E	WHEATLAND
16	5.00		NWSE	14	7N	15E	WHEATLAND
17	20.00		SWSE	14	7N	15E	WHEATLAND
18	5.00		SESE	14	7N	15E	WHEATLAND
19	40.00		NWNE	27	7N	15E	WHEATLAND
20	20.00		SWNE	27	7N	15E	WHEATLAND
21	40.00		NENW	27	7N	15E	WHEATLAND
22	15.00		NWNW	27	7N	15E	WHEATLAND
23	30.00		SWNW	27	7N	15E	WHEATLAND
24	40.00		SENW	27	7N	15E	WHEATLAND
25	30.00		NESW	27	7N	15E	WHEATLAND
26	40.00		NWSW	27	7N	15E	WHEATLAND
27	40.00		SWSW	27	7N	15E	WHEATLAND
28	15.00		SESW	27	7N	15E	WHEATLAND
29	20.00		NENE	28	7N	15E	WHEATLAND
30	10.00		NWNE	28	7N	15E	WHEATLAND
31	40.00		SWNE	28	7N	15E	WHEATLAND
32	5.00		SENE	28	7N	15E	WHEATLAND
33	5.00		SENW	28	7N	15E	WHEATLAND
34	10.00		NESW	28	7N	15E	WHEATLAND
35	5.00		SESW	28	7N	15E	WHEATLAND
36	25.00		NWSE	28	7N	15E	WHEATLAND
37	25.00		SWSE	28	7N	15E	WHEATLAND

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>
38	25.00		E2SE	28	7N	15E	WHEATLAND
39	35.00		NENE	33	7N	15E	WHEATLAND
40	20.00		NWNE	33	7N	15E	WHEATLAND
41	5.00		SWNE	33	7N	15E	WHEATLAND
42	20.00		SENE	33	7N	15E	WHEATLAND
43	5.00		NESW	33	7N	15E	WHEATLAND
44	25.00		NESE	33	7N	15E	WHEATLAND
45	25.00		NWSE	33	7N	15E	WHEATLAND
46	10.00		SWSE	33	7N	15E	WHEATLAND
47	5.00		SESE	33	7N	15E	WHEATLAND
48	5.00		SWNW	34	7N	15E	WHEATLAND
49	20.00		NWNW	34	7N	15E	WHEATLAND
50	15.00		SWNE	32	7N	15E	WHEATLAND
51	15.00		SENE	32	7N	15E	WHEATLAND
52	35.00		NESW	32	7N	15E	WHEATLAND
53	5.00		NWSW	32	7N	15E	WHEATLAND
54	10.00		SWSW	32	7N	15E	WHEATLAND
55	40.00		SESW	32	7N	15E	WHEATLAND
56	40.00		NESE	32	7N	15E	WHEATLAND
57	40.00		NWSE	32	7N	15E	WHEATLAND
58	40.00		SWSE	32	7N	15E	WHEATLAND
59	40.00		SESE	32	7N	15E	WHEATLAND
60	10.00		SWSW	3	6N	15E	WHEATLAND
61	60.00		NENE	5	6N	15E	WHEATLAND
62	65.00		NWNE	5	6N	15E	WHEATLAND
63	65.00		SWNE	5	6N	15E	WHEATLAND
64	60.00		SENE	5	6N	15E	WHEATLAND
65	65.00		NENW	5	6N	15E	WHEATLAND
66	55.00		NWNW	5	6N	15E	WHEATLAND
67	50.00	15	NE	5	6N	15E	WHEATLAND
68	65.00	16	NE	5	6N	15E	WHEATLAND
69	10.00	17	NE	5	6N	15E	WHEATLAND
70	5.00	18	NE	5	6N	15E	WHEATLAND
71	20.00		SW	5	6N	15E	WHEATLAND
72	25.00		NESE	5	6N	15E	WHEATLAND
73	25.00		NWSE	5	6N	15E	WHEATLAND
74	25.00		SWSE	5	6N	15E	WHEATLAND
75	25.00		SESE	5	6N	15E	WHEATLAND
76	5.00		NWNE	4	6N	15E	WHEATLAND
77	30.00		NENW	4	6N	15E	WHEATLAND
78	30.00		NWNW	4	6N	15E	WHEATLAND
79	15.00		SWNW	4	6N	15E	WHEATLAND
80	25.00		E2SW	4	6N	15E	WHEATLAND
81	25.00		W2SW	4	6N	15E	WHEATLAND
82	5.00		N2SE	4	6N	15E	WHEATLAND
83	65.00	19	NW	4	6N	15E	WHEATLAND
84	40.00	18	NE	4	6N	15E	WHEATLAND
85	40.00		SWSE	4	6N	15E	WHEATLAND
86	45.00		SESE	4	6N	15E	WHEATLAND
87	20.00		W2NE	8	6N	15E	WHEATLAND
88	10.00		SENE	8	6N	15E	WHEATLAND
89	25.00		NENW	8	6N	15E	WHEATLAND
90	5.00		SWNW	8	6N	15E	WHEATLAND
91	20.00		SENE	8	6N	15E	WHEATLAND
92	5.00		NESW	8	6N	15E	WHEATLAND
93	35.00		NWSW	8	6N	15E	WHEATLAND
94	20.00		NESE	8	6N	15E	WHEATLAND
95	20.00		SESE	8	6N	15E	WHEATLAND
96	40.00		NENE	9	6N	15E	WHEATLAND
97	40.00		NWNE	9	6N	15E	WHEATLAND
98	40.00		SWNE	9	6N	15E	WHEATLAND
99	40.00		SENE	9	6N	15E	WHEATLAND
100	40.00		NENW	9	6N	15E	WHEATLAND
101	5.00		NWNW	9	6N	15E	WHEATLAND
102	20.00		SWNW	9	6N	15E	WHEATLAND
103	40.00		SENE	9	6N	15E	WHEATLAND
104	40.00		NESW	9	6N	15E	WHEATLAND
105	35.00		NWSW	9	6N	15E	WHEATLAND

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>
106	40.00		SWSW	9	6N	15E	WHEATLAND
107	35.00		SESW	9	6N	15E	WHEATLAND
108	40.00		NESE	9	6N	15E	WHEATLAND
109	40.00		NWSE	9	6N	15E	WHEATLAND
110	20.00		SWSE	9	6N	15E	WHEATLAND
111	5.00		SESE	9	6N	15E	WHEATLAND
112	10.00		SWNW	11	6N	15E	WHEATLAND
113	25.00		N2SW	11	6N	15E	WHEATLAND
114	5.00		SWSW	11	6N	15E	WHEATLAND
115	35.00		SWNE	10	6N	15E	WHEATLAND
116	30.00		SENE	10	6N	15E	WHEATLAND
117	5.00		NENW	10	6N	15E	WHEATLAND
118	35.00		NWNW	10	6N	15E	WHEATLAND
119	30.00		SWNW	10	6N	15E	WHEATLAND
120	35.00		SENE	10	6N	15E	WHEATLAND
121	40.00		NESW	10	6N	15E	WHEATLAND
122	20.00		NWSW	10	6N	15E	WHEATLAND
123	5.00		SWSW	10	6N	15E	WHEATLAND
124	40.00		SESW	10	6N	15E	WHEATLAND
125	40.00		NESE	10	6N	15E	WHEATLAND
126	40.00		NWSE	10	6N	15E	WHEATLAND
127	40.00		SWSE	10	6N	15E	WHEATLAND
128	40.00		SESE	10	6N	15E	WHEATLAND
129	5.00		NWNW	14	6N	15E	WHEATLAND
130	40.00		NENE	15	6N	15E	WHEATLAND
131	30.00		NWNE	15	6N	15E	WHEATLAND
132	5.00		SENE	15	6N	15E	WHEATLAND
133	40.00		NENE	17	6N	15E	WHEATLAND
134	40.00		NWNE	17	6N	15E	WHEATLAND
135	40.00		SWNE	17	6N	15E	WHEATLAND
136	40.00		SENE	17	6N	15E	WHEATLAND
137	40.00		NENW	17	6N	15E	WHEATLAND
138	40.00		NWNW	17	6N	15E	WHEATLAND
139	40.00		SWNW	17	6N	15E	WHEATLAND
140	40.00		SENE	17	6N	15E	WHEATLAND
Total:	3,710.00						

Geocodes/Valid: -- NO VALID GEOCODES --

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.

198206-00 198213-00

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

THIS CLAIM PRESENTS ISSUES OF FACT AND LAW THAT MAY BE ADDRESSED AT THE OBJECTION STAGE. IT APPEARS THAT 2132 ACRES ARE ACTUALLY IRRIGATED AND PROBLEMS COULD EXIST WITH FLOW RATE AND VOLUME.

THE PLACE OF USE IN SEC 04 TWP 06N RGE 15E IS MORE SPECIFICALLY DEFINED AS GOVERNMENT LOTS 02, 03, 05, 06, 07, 11, 12, 13, 14.