

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 198214-00 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 8, 1930

Enforceable Priority Date: MAY 8, 1930

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 12.50 CFS

Maximum Volume: 6,890.93 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.

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

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.

IMPLIED CLAIM NO. 30007142 WAS AUTHORIZED AND GENERATED BASED ON INFORMATION IN THIS CLAIM.

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.