

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: 41D 92426-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE

Version Status: ACTIVE

Owners: DRIGGERS, JOHN TRUST
JOHN DRIGGERS - TRUSTEE
89 N BALDWIN RD
CLARKSTON, MI 48348-2301

BACON, ERNEST K RANCH LP
2333 FISHTRAP RD
WISE RIVER, MT 59762-9661

OWNER ERNEST K BACON LTD PARTNERSHIP RETAINED. CONTRACT FOR DEED INTEREST.

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: JUNE 5, 1915
Enforceable Priority Date: JUNE 5, 1915

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 5.00 CFS

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

Climatic Area: 5 - LOW

Maximum Acres: 280.77

Source Name: SWAMP 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 | | SENENW | 23 | 2N | 14W | DEER LODGE |

Period of Diversion: MAY 1 TO SEPTEMBER 30
Diversion Means: HEADGATE

Period of Use: MAY 1 to SEPTEMBER 30

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 | 0.40 | 5 | SWSESW | 19 | 2N | 13W | DEER LODGE |
| 2 | 17.51 | | NENW | 30 | 2N | 13W | DEER LODGE |
| 3 | 7.96 | 1 | S2NWNW | 30 | 2N | 13W | DEER LODGE |
| 4 | 23.07 | | SENE | 30 | 2N | 13W | DEER LODGE |
| 5 | 39.80 | 2 | SWNW | 30 | 2N | 13W | DEER LODGE |
| 6 | 17.36 | | W2NESW | 30 | 2N | 13W | DEER LODGE |
| 7 | 39.25 | 3 | NWSW | 30 | 2N | 13W | DEER LODGE |
| 8 | 1.42 | | NWSESW | 30 | 2N | 13W | DEER LODGE |
| 9 | 5.93 | 4 | N2SWSW | 30 | 2N | 13W | DEER LODGE |
| 10 | 12.12 | 1 | S2NENE | 25 | 2N | 14W | DEER LODGE |
| 11 | 23.60 | | NWNE | 25 | 2N | 14W | DEER LODGE |
| 12 | 34.26 | 2 | SENE | 25 | 2N | 14W | DEER LODGE |
| 13 | 31.23 | | SWNE | 25 | 2N | 14W | DEER LODGE |
| 14 | 23.55 | 3 | NESE | 25 | 2N | 14W | DEER LODGE |
| 15 | 3.31 | | NENWSE | 25 | 2N | 14W | DEER LODGE |
| Total: | 280.77 | | | | | | |

Geocodes/Valid: 30-1085-25-1-01-01-0000 - Y 30-1086-19-3-01-02-0000 - Y
30-1086-30-4-01-01-0000 - Y

Remarks:

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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.

92421-00 92422-00 92423-00 92424-00 92425-00 92426-00 92427-00
92428-00 92429-00 92433-00 92435-00

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/01/1998.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/05/1996.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 05/18/2000.