

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 198492-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE
Version Status: ACTIVE

Owners: C BAR J RANCH LLC
PO BOX 224
TWO DOT, MT 59085-0224

Priority Date: JULY 1, 1908
Enforceable Priority Date: JULY 1, 1908

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.95 CFS
Maximum Volume: 962.85 AC-FT
Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 245.00
Source Name: CROOKED 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 | 14 | SWSWNE | 4 | 6N | 13E | WHEATLAND |

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: HEADGATE
Ditch Name: WILLIAMS DITCH

THE STIPULATION FILED ON NOVEMBER 6, 2013 IN CASE 40A-264 INCLUDES THE FOLLOWING PROVISION: THE PERIOD OF DIVERSION OF THIS CLAIM IS REFLECTED AS YEAR ROUND, (JANUARY 1 TO DECEMBER 31) WHENEVER WATER IS AVAILABLE FOR DIVERSION IN ORDER OF PRIORITY.

Reservoir: OFF STREAM **Reservoir Name** LEBO LAKE
Govt Lot **Qtr Sec** **Sec** **Twp** **Rge** **County**
NW 6 6N 14E WHEATLAND

Diversion to Reservoir: DIVERSION # 1

Reservoir: OFF STREAM **Reservoir Name** LEBO LAKE
Govt Lot **Qtr Sec** **Sec** **Twp** **Rge** **County**
NWNWSW 31 7N 14E WHEATLAND

Diversion to Reservoir: DIVERSION # 1

THE RESERVOIR EXTENDS INTO THE NW SECTION 1, T6N, R13E; NE SECTION 6, T6N, R14E; SE SECTION 36, T7N, R13E; AND SW SECTION 31, T7N, R14E, WHEATLAND COUNTY.

Period of Use: MARCH 1 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 | 27.00 | | E2E2 | 25 | 7N | 13E | WHEATLAND |
| 2 | 3.00 | | W2SE | 19 | 7N | 14E | WHEATLAND |
| 3 | 138.00 | | W2 | 19 | 7N | 14E | WHEATLAND |
| 4 | 76.00 | | NW | 30 | 7N | 14E | WHEATLAND |
| 5 | 1.00 | | NWNESW | 30 | 7N | 14E | WHEATLAND |
| Total: | 245.00 | | | | | | |

Geocodes/Valid: 44-1603-25-4-01-01-0000 - Y 44-1604-19-1-01-01-0000 - Y
44-1604-30-2-01-01-0000 - Y

Remarks:

THE STIPULATION FILED ON FEBRUARY 11, 2002 IN CASE 40A-264 INCLUDES THE FOLLOWING PROVISION: "FOR PURPOSES OF ENFORCING THE BIG ELK DECREE, THE MEANS OF DIVERSION OF ALL PARTIES SHALL BE LIMITED TO THE CARRYING CAPACITY OF THE DITCHES AT THE POINT OF

Remarks:

DIVERSION EXISTING AS OF THE DATE OF THIS STIPULATION." A COPY OF EACH PARTY'S STATEMENT HAS BEEN ADDED TO THAT PARTY'S CLAIM FILES.

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 OF THE CLAIMANT'S TOTAL 1147.50 ACRES. 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. 198484-00 198485-00 198486-00 198488-00 198489-00 198490-00 198491-00 198492-00 198493-00 198494-00

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 70663 RECEIVED 04/12/2010.

OWNERSHIP UPDATE TYPE WATER COURT ORDER # 129106 RECEIVED 03/02/2015.

OWNERSHIP UPDATE TYPE 608 # 135385 RECEIVED 10/14/2015.