

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: 41J 197875-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: VICTORIA E ZOELLNER
% TIM CLARK
PO BOX 240025
DELL, MT 59724-0025

Priority Date: APRIL 14, 1893

Enforceable Priority Date: APRIL 14, 1893

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 1.49 CFS

THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

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

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 33.49

Source Name: SMITH RIVER

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		SWNWSE	26	10N	5E	MEAGHER

Period of Diversion: MAY 1 TO SEPTEMBER 10

Diversion Means: HEADGATE

Period of Use: MAY 1 to SEPTEMBER 10

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	3.04		SWSWNE	26	10N	5E	MEAGHER
2	11.26		SENE	26	10N	5E	MEAGHER
3	5.34		W2NESE	26	10N	5E	MEAGHER
4	5.30		E2NWSE	26	10N	5E	MEAGHER
5	3.14		NWNWSE	26	10N	5E	MEAGHER
6	0.36		SENESE	26	10N	5E	MEAGHER
7	5.05		NENESW	26	10N	5E	MEAGHER
Total:	33.49						

Geocodes/Valid: 47-1897-26-4-01-01-0000 - 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.

132340-00 197874-00 197875-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 9/5/2006: PLACE OF USE, ACRES IRRIGATED.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/01/1994.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/10/1995.

OWNERSHIP UPDATE RECEIVED

Remarks:

OWNERSHIP UPDATE TYPE 608 # 1709 RECEIVED 11/30/2001.

OWNERSHIP UPDATE TYPE 608 # 4119 RECEIVED 06/25/2002.

OWNERSHIP UPDATE TYPE 608 # 4981 RECEIVED 07/08/2002.

OWNERSHIP UPDATE TYPE DOR # 138194 RECEIVED 12/03/2015.