

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: 41A 24028-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: SMITHS ELK MEADOWS RANCH LLC
PO BOX 766
RIGBY, ID 83442-0766

Priority Date: MAY 15, 1900

Enforceable Priority Date: MAY 15, 1900

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 8.00 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: 533.00

Source Name: JUNCTION 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		SESWNW	4	14S	8W	BEAVERHEAD

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: HEADGATE

Ditch Name: BIG OUTLAW DITCH

Period of Use: APRIL 15 to OCTOBER 15

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	35.00		SENE	31	13S	8W	BEAVERHEAD
2	68.00		W2NE	31	13S	8W	BEAVERHEAD
3	110.00		NW	31	13S	8W	BEAVERHEAD
4	320.00		S2	31	13S	8W	BEAVERHEAD
Total:	533.00						

Geocodes/Valid: 18-0046-31-4-01-01-0000 - 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.

24027-00	24028-00	24029-00	95225-00	95226-00	95227-00	95233-00
95234-00	95235-00	95236-00	95238-00			

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 06/12/1990.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 04/27/1984.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/12/1997.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 46092 RECEIVED 05/03/2007.

OWNERSHIP UPDATE TYPE 608 # 63946 RECEIVED 10/15/2008.

OWNERSHIP UPDATE TYPE DOR # 93307 RECEIVED 11/10/2011.

OWNERSHIP UPDATE TYPE 608 # 101960 RECEIVED 07/30/2012.

Remarks:

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ACCORDING TO CADASTRAL PROPERTY OWNERSHIP RECORDS, AS OF 06/14/2010, A PORTION OF THE PROPERTY ON WHICH THIS WATER RIGHT IS USED APPEARS TO BE OWNED BY SHAW FAMILY RANCH LLC.

USDA AERIAL PHOTOGRAPH NO(S). 779-259 , DATED 09/17/1979 , APPEARS TO INDICATE 455.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

AERIAL PHOTOGRAPH NO(S). CXM-6FF-226 , DATED 08/18/1965 , APPEARS TO INDICATE 494.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.
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