

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:** 41G 46218-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:**  
DOTY SMITH  
PO BOX 196  
WHITEHALL, MT 59759-0196  
  
BERNIECE F SMITH  
PO BOX 196  
WHITEHALL, MT 59759-0196  
  
DAVID A SMITH  
1118 HWY 55  
WHITEHALL, MT 59759-9745  
  
WHITEHALL, TOWN OF  
PO BOX 529  
WHITEHALL, MT 59759-0529

**Priority Date:** APRIL 1, 1948  
**Enforceable Priority Date:** APRIL 1, 1948

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 6.25 CFS

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

**Climatic Area:** 3 - MODERATE

**Maximum Acres:** 180.00

**Source Name:** BIG PIPESTONE 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		SWNWSW	3	1N	4W	JEFFERSON

**Period of Diversion:** APRIL 1 TO NOVEMBER 19

**Diversion Means:** HEADGATE

**Ditch Name:** SMITH DAM AND DITCH

**Period of Use:** APRIL 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	175.00		S2	3	1N	4W	JEFFERSON
2	5.00		SWSWNE	3	1N	4W	JEFFERSON
<b>Total:</b>	180.00						

**Geocodes/Valid:** 51-0998-03-3-02-05-0000 - Y      51-0998-03-4-01-20-0000 - Y  
51-0998-03-4-02-01-0000 - 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.

46218-00      46219-00      211454-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/22/94.

**OWNERSHIP UPDATE RECEIVED**

**Remarks:**

OWNERSHIP UPDATE TYPE DOR # 126070 RECEIVED 12/14/2011.