

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 145774-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: SMITH RIVER RANCH LP
9045 STRADA STELL CT # 500
NAPLES, FL 34109-4344

Priority Date: SEPTEMBER 14, 1949

Enforceable Priority Date: SEPTEMBER 14, 1949

CASE NO. 4501 , MEAGHER COUNTY, DECREED A RIGHT OF 31ST USE.

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 7.50 CFS

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: 157.00

Source Name: SHEEP 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		SENE	13	12N	4E	MEAGHER

Period of Diversion: MAY 15 TO SEPTEMBER 20

Diversion Means: HEADGATE

2		SENE	13	12N	4E	MEAGHER
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Period of Diversion: MAY 15 TO SEPTEMBER 20

Diversion Means: HEADGATE

Period of Use: MAY 15 to SEPTEMBER 20

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	100.00		NE	13	12N	4E	MEAGHER
2	57.00		W2NW	13	12N	4E	MEAGHER
Total:	157.00						

Geocodes/Valid: 47-2121-13-1-01-01-0000 - Y

Remarks:

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/07/1988.

NOTICE OF WATER RIGHT OWNERSHIP UPDATE RECEIVED 08/25/1999.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 25770 RECEIVED 11/02/2005.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
 THE CLAIMED FLOW RATE EXCEEDS THE 17 GPM PER ACRE GUIDELINE AND CANNOT BE CONFIRMED DUE TO LACK OF DATA. THE FLOW RATE EQUALS 21 GPM PER ACRE.
 THE MEAGHER COUNTY WATER RESOURCES SURVEY FIELD NOTES 1950 APPEAR TO INDICATE 67 ACRES IRRIGATED BY WATER DIVERTED FROM SHEEP CREEK.
 USDA AERIAL PHOTOGRAPH NO(S). 279-70 , DATED 09-18-1979 , APPEARS TO INDICATE 71.25 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.