

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: 40M 30007651 EXEMPT NOTICE
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: BARTHELMESS RANCH CORP
27288 CONTENT RD
MALTA, MT 59538

Priority Date: MARCH 31, 1893
Enforceable Priority Date: MARCH 31, 1893

Type of Historical Right: USE

Purpose (use): STOCK

Maximum Flow Rate:

Maximum Volume: 5.00 AC-FT

Source Name: SMITH COULEE

Source Type: SURFACE WATER

Source Name: UNNAMED TRIBUTARY OF SMITH COULEE

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWNW	32	27N	32E	PHILLIPS

Period of Diversion: JANUARY 1 TO DECEMBER 31
Source Name: SMITH COULEE
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

2		NENW	32	27N	32E	PHILLIPS
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Source Name: SMITH COULEE
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

3		N2S2NW	32	27N	32E	PHILLIPS
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Source Name: UNNAMED TRIBUTARY OF SMITH COULEE
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

4		SWNWNE	32	27N	32E	PHILLIPS
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Source Name: SMITH COULEE
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

5		SENE	32	27N	32E	PHILLIPS
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Source Name: SMITH COULEE
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

6		N2S2SE	32	27N	32E	PHILLIPS
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Source Name: UNNAMED TRIBUTARY OF SMITH COULEE
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

7		S2NESE	32	27N	32E	PHILLIPS
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Source Name: UNNAMED TRIBUTARY OF SMITH COULEE
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

8		S2N2SW	32	27N	32E	PHILLIPS
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Period of Diversion: JANUARY 1 TO DECEMBER 31
Source Name: UNNAMED TRIBUTARY OF SMITH COULEE
Diversion Means: LIVESTOCK DIRECT FROM SOURCE

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
9		N2SWNE	32	27N	32E	PHILLIPS

Period of Diversion: JANUARY 1 TO DECEMBER 31

Source Name: SMITH COULEE

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

10		W2NWNE	32	27N	32E	PHILLIPS
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Source Name: UNNAMED TRIBUTARY OF SMITH COULEE

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

FOR EXACT LOCATION SEE MAP IN THE FILE.

Purpose (Use): STOCK

Volume: 5.00 AC-FT

Period of Use: JANUARY 1 to DECEMBER 31

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			NENWNW	32	27N	32E	PHILLIPS
2			NENW	32	27N	32E	PHILLIPS
3			N2S2NW	32	27N	32E	PHILLIPS
4			SWNWNE	32	27N	32E	PHILLIPS
5			SENE	32	27N	32E	PHILLIPS
6			N2S2SE	32	27N	32E	PHILLIPS
7			S2NESE	32	27N	32E	PHILLIPS
8			S2N2SW	32	27N	32E	PHILLIPS
9			N2SWNE	32	27N	32E	PHILLIPS
10			W2NWNE	32	27N	32E	PHILLIPS

FOR EXACT LOCATION SEE MAP IN THE FILE.

Geocodes/Valid: 11-3891-32-1-01-01-0000 - Y

Remarks:

EXEMPT NOTICE INFORMATION

A PERSON EXEMPT FROM FILING IN THE ADJUDICATION PURSUANT TO § 85-2-222, MCA, AND WHO FILED A FORM 627 (NOTICE) WITH THE DNRC WAS THEREAFTER ABLE TO RECEIVE NOTIFICATION FROM THE DNRC OF PERMIT APPLICATIONS, CHANGE AUTHORIZATIONS, OR RESERVATIONS THAT MIGHT AFFECT THE OWNER'S EXEMPT OR OTHER WATER RIGHT(S). FILING OF THE NOTICE AND ACCEPTANCE BY THE DNRC DID NOT CONSTITUTE THE ESTABLISHMENT OF OR CONFIRM THE EXISTENCE OF A VALID EXISTING WATER RIGHT.

REISSUED RIGHT

THE RIGHT ISSUED ON 11/24/2003 WAS REISSUED. THE RIGHT WAS REISSUED BECAUSE THE POINT OF DIVERSION AND PLACE OF USE WERE CLARIFIED.