

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 15568-00 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: MAY 5, 1886
Enforceable Priority Date: MAY 5, 1886

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.33 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: 35.00

Source Name: SPRING 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		SENESE	27	13N	4E	MEAGHER

Period of Diversion: APRIL 1 TO OCTOBER 31
Diversion Means: HEADGATE

Period of Use: APRIL 1 to OCTOBER 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	8.00		W2NWNE	34	13N	4E	MEAGHER
2	5.00		NWSWNE	34	13N	4E	MEAGHER
3	14.00		NENW	34	13N	4E	MEAGHER
4	8.00		N2SENE	34	13N	4E	MEAGHER
Total:	35.00						

Geocodes/Valid: 47-2223-34-1-01-01-0000 - Y

Remarks:

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.
NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/28/1990.
NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/28/85.
NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/28/1985.
NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/20/1998.
NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/28/90.

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 MEAGHER COUNTY WATER RESOURCES SURVEY FIELD NOTES 1950 APPEAR TO INDICATE 0 ACRES IRRIGATED BY WATER DIVERTED FROM SPRING CREEK.
THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A FILED APPROPRIATION ON SPRING CREEK WITH A PRIORITY DATE PREDATING CASE NO. 1074, MEAGHER COUNTY.