

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:** 41H 30048489 STATEMENT OF CLAIM

**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** TCP II SMITH FARM LLC  
C/O TIMBERVEST LLC  
3715 NORTHSIDE PARKWAY  
ATLANTA, GA 30327

**Priority Date:** JULY 1, 1961

**Enforceable Priority Date:** JULY 1, 1961

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER

**Maximum Flow Rate:** 1,609.50 GPM

**Maximum Volume:** 1,077.06 AC-FT

**Climatic Area:** 3 - MODERATE

**Maximum Acres:** 382.80

**Source Name:** GROUNDWATER

**Source Type:** GROUNDWATER

**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		SESWNE	20	1N	4E	GALLATIN

**Period of Diversion:** MAY 1 TO SEPTEMBER 30

**Diversion Means:** WELL

**Period of Use:** MAY 1 to SEPTEMBER 30

**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	80.00		W2SE	17	1N	4E	GALLATIN
2	40.00		SWNE	17	1N	4E	GALLATIN
3	80.00		E2SW	17	1N	4E	GALLATIN
4	80.00		W2NE	20	1N	4E	GALLATIN
5	102.80		NW	20	1N	4E	GALLATIN
<b>Total:</b>	<b>382.80</b>						

**Geocodes/Valid:** 06-1010-17-3-01-01-0000 - 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.

30048489 30048490

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

THIS CLAIM NUMBER WAS NOT INCLUDED IN THE BASIN 41H TEMPORARY PRELIMINARY DECREE ISSUED 09/26/1985.

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41H 22537-00.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 641 # 69631 RECEIVED 10/16/2008.

OWNERSHIP UPDATE TYPE WATER COURT ORDER # 84181 RECEIVED 01/25/2011.

OWNERSHIP UPDATE TYPE DOR # 131295 RECEIVED 04/23/2015.