

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 31241-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: SHERMAN J SMITH
PO BOX 1286
TOWNSEND, MT 59644

PATRICIA L HALL
4911 BLACKWOOD RD
BOZEMAN, MT 59715-7626

Priority Date: DECEMBER 6, 1948
Enforceable Priority Date: DECEMBER 6, 1948

Type of Historical Right: FILED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.25 CFS

Maximum Volume: 535.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 75.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF AAJKER CREEK
Source Type: GROUNDWATER

SOURCE OF WATER IS A POND FED BY A SPRING-FED DRAGLINE DITCH.

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		SWSWSW	22	2S	5E	GALLATIN

Period of Diversion: APRIL 1 TO NOVEMBER 4

Diversion Means: HEADGATE

Period of Use: APRIL 1 to NOVEMBER 4

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	75.00		SW	22	2S	5E	GALLATIN

Total: 75.00

Geocodes/Valid: -- NO VALID GEOCODES --

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.

31241-00 31242-00 31243-00 216310-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/15/93.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 23972 RECEIVED 08/01/2005.

OWNERSHIP UPDATE TYPE 608 # 25598 RECEIVED 10/24/2005.

OWNERSHIP UPDATE TYPE 608 # 43195 RECEIVED 12/07/2006.