

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 41521-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** BUCKINGHAM RANCH LLC  
PO BOX 332  
WHITE SULPHUR SPRINGS, MT 59645-0332

**Priority Date:** JANUARY 24, 1879

**Enforceable Priority Date:** JANUARY 24, 1879

CASE NO. 461 , MEAGHER COUNTY, DECREED A RIGHT OF 2ND USE.

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 10.00 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:** 335.00

**Source Name:** SMITH RIVER, SOUTH FORK

**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		NWSESE	22	9N	6E	MEAGHER

**Period of Diversion:** MAY 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** LUPPOLD DITCH

2		SESESE	27	9N	6E	MEAGHER
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**Period of Diversion:** MAY 1 TO OCTOBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** LUPPOLD DITCH

**Period of Use:** MAY 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	40.00		NE	20	9N	6E	MEAGHER
2	260.00			21	9N	6E	MEAGHER
3	35.00		W2SW	22	9N	6E	MEAGHER
<b>Total:</b>	335.00						

**Geocodes/Valid:** 47-1798-20-1-01-01-0000 - Y      47-1798-20-3-01-01-0000 - Y  
47-1798-21-1-01-01-0000 - Y      47-1798-22-2-01-02-0000 - Y

**Remarks:**

THE MAXIMUM ACRES WAS AMENDED BY THE CLAIMANT ON 01/03/2006.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/07/1985.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 79677 RECEIVED 07/03/2009.

THE CLAIMED PRIORITY DATE MAY BE QUESTIONABLE. THE PRIORITY DATE ON THE SUBMITTED DECREE IS MARCH, 1882.