

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: 41G 46219-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
DOTY SMITH
PO BOX 196
WHITEHALL, MT 59759-0196

BERNIECE F SMITH
PO BOX 196
WHITEHALL, MT 59759-0196

DAVID A SMITH
1118 HWY 55
WHITEHALL, MT 59759-9745

WHITEHALL, TOWN OF
PO BOX 529
WHITEHALL, MT 59759-0529

Priority Date: SEPTEMBER 15, 1890
Enforceable Priority Date: SEPTEMBER 15, 1890

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.00 CFS

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

Maximum Acres: 180.00

Source Name: BIG PIPESTONE 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		SWNWSW	3	1N	4W	JEFFERSON

Period of Diversion: APRIL 1 TO NOVEMBER 19

Diversion Means: HEADGATE

Ditch Name: SMITH DAM AND DITCH

Period of Use: APRIL 1 to NOVEMBER 19

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	175.00		S2	3	1N	4W	JEFFERSON
2	5.00		SWSWNE	3	1N	4W	JEFFERSON
Total:	180.00						

Geocodes/Valid: 51-0998-03-3-02-05-0000 - Y 51-0998-03-4-01-20-0000 - Y
51-0998-03-4-02-01-0000 - 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.

46218-00 46219-00 211454-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/22/94.

OWNERSHIP UPDATE RECEIVED

Remarks:

OWNERSHIP UPDATE TYPE DOR # 126070 RECEIVED 12/14/2011.