

**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:** 41F 31229-00 STATEMENT OF CLAIM

**Version:** 2 -- REEXAMINED

**Version Status:** ACTIVE

**Owners:**

DAVID W HUNT  
13 LANTERN TR  
ENNIS, MT 59729

LINDA HUNT  
13 LANTERN TRL  
ENNIS, MT 59729-9179

HEIDI M SMIDANSKY  
236 MATHEW BIRD CIR  
BOZEMAN, MT 59715-7194

PAUL M SMIDANSKY  
236 MATHEW BIRD CIR  
BOZEMAN, MT 59715-7194

SHINING MOUNTAINS WATER USERS ASSN  
PO BOX 273  
ENNIS, MT 59729

SEE ENCLOSED DOCUMENTATION FOR INDIVIDUAL OWNERS.

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT  
MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE  
OWNERS.

**Priority Date:** SEPTEMBER 18, 1897

**Enforceable Priority Date:** SEPTEMBER 18, 1897

**Type of Historical Right:** DECREE

**Purpose (Use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 2.50 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:** 320.00

**Source Name:** WIGWAM 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		SESENE	26	7S	2W	MADISON

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

**Diversion Means:** HEADGATE  
**Ditch Name:** WILES DITCH  
**Period of Use:** APRIL 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	135.00		S2	24	7S	2W	MADISON
2	60.00		S2	19	7S	1W	MADISON
3	125.00		N2	19	7S	1W	MADISON
<b>Total:</b>	320.00						

**Geocodes/Valid:** 00-0000-00-0-00-00-0000 - Y 25-0334-19-3-01-05-0000 - Y

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**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.

31227-00 31228-00 31229-00 31230-00 31231-00 133906-00  
133907-00

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/27/97.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/11/97.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/02/97.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 1253 RECEIVED 12/28/2001.

OWNERSHIP UPDATE TYPE 608 # 13114 RECEIVED 03/12/2004.

OWNERSHIP UPDATE TYPE 608 # 49323 RECEIVED 09/17/2007.

OWNERSHIP UPDATE TYPE DOR # 99130 RECEIVED 01/14/2011.

OWNERSHIP UPDATE TYPE DOR # 100588 RECEIVED 09/06/2011.

DITCH NAME WAS MODIFIED AS A RESULT OF DNRC REVIEW UNDER MONTANA WATER COURT REEXAMINATION ORDERS. IF NO OBJECTIONS ARE FILED TO THIS CLAIM, THESE ELEMENTS WILL REMAIN AS THEY APPEAR ON THIS ABSTRACT AND THE REMARK WILL BE REMOVED FROM THE CLAIM.