

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 31228-00 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: JUNE 1, 1900

Enforceable Priority Date: JUNE 1, 1900

Type of Historical Right: DECREE

Purpose (Use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 5.00 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: 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
Total:	320.00						

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

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.