

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: 43BJ 6948-00 STATEMENT OF CLAIM

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: GOLDBERG, MICHAEL B EXEMPT FAMILY TRUST
NICKELL, FRANK T TRUSTEE
% KELSO & COMPANY 320 PARK AVE 24TH FLOOR
NEW YORK, NY 10022

LSJ TRUST
%LEE SMOOT JR
HC 89 BOX 4321
BIG TIMBER, MT 59011

PERKINS, KATHRYN JEAN TRUST
% KATHYRN J PERKINS, TRUSTEE
534 N ROUSE
BOZEMAN, MT 59715

GEORGE E MATELICH
KELSO & CO
320 PARK AVE 24TH FLOOR
NEW YORK, NY 10022

TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.

Priority Date: APRIL 1, 1898

Enforceable Priority Date: APRIL 1, 1898

Type of Historical Right: FILED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 5.46 CFS

Maximum Volume: 700.00 AC-FT

Climatic Area: 2 - MODERATELY HIGH

Maximum Acres: 144.00

Source Name: BOULDER RIVER

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	11	NESWSW	32	1S	14E	SWEET GRASS

Period of Diversion: APRIL 1 TO NOVEMBER 4

Diversion Means: HEADGATE

Ditch Name: SMOOT DITCH

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	44.00		E2NE	32	1S	14E	SWEET GRASS
2	35.00		NW	33	1S	14E	SWEET GRASS
3	65.00		S2	28	1S	14E	SWEET GRASS
Total:	144.00						

Geocodes/Valid: 40-0914-28-1-02-04-0000 - Y 40-0914-32-1-01-01-0000 - Y
40-0914-32-1-01-04-0000 - Y 40-0914-33-2-03-01-0000 - Y

Remarks:

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/29/94.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 05/29/97.

Remarks:

WATER RIGHT OWNERSHIP UPDATE RECEIVED 08/18/00.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 110146 RECEIVED 11/23/2012.