

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: 43A 119341-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: MONTANA, STATE OF DEPT OF NATURAL RESOURCES
COTTONWOOD DAM
1424 9TH AVE
PO BOX 201601
HELENA, MT 59620-1601

Priority Date: JUNE 24, 1953

Enforceable Priority Date: JUNE 24, 1953

Type of Historical Right: FILED

Purpose (use): SALE

Irrigation Type: SPRINKLER/FLOOD

THIS RIGHT INCLUDES WATER STORAGE AS PROVIDED IN SECTION 89-121, R.C.M. (1947) (REPEALED). THIS RIGHT DIVERTS WATER INTO COTTONWOOD RESERVOIR FOR LATER RELEASES TO WATER PURCHASERS. THE HISTORIC USES OF THIS WATER INCLUDE IRRIGATION AND STOCKWATER.

Maximum Flow Rate:

NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVIOR.

Maximum Volume: 3,565.00 AC-FT

THE VOLUME REFLECTS ONE FILLING OF THE RESERVOIR, EVAPORATION AND A PARTIAL REFILL, WHEN WATER IS AVAILABLE.

Climatic Area: 3 - MODERATE

Source Name: LITTLE COTTONWOOD 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		NESWSW	1	3N	8E	PARK

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ON STREAM **Reservoir Name** COTTONWOOD RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESWSW	1	3N	8E	PARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 39.00 FEET

Surface Area: 235.00 ACRES

Current Capacity: 1,905.00 ACRE-FEET

Period of Use: JANUARY 1 to DECEMBER 31

JANUARY 1 TO DECEMBER 31 FOR STORAGE

APRIL 1 TO SEPTEMBER 30 FOR SALE

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			NESWSW	1	3N	8E	PARK

THE PLACE OF USE FOR SALE OF WATER IS THE LOCATION OF THE DAM AND OUTLET WORKS AT COTTONWOOD RESERVOIR.

Remarks:

GENERAL SERVICE AREA FOR IRRIGATION AND STOCK:

	SEC	TWP	RGE	CO
001		02N	09E	PARK
002		03N	09E	PARK

Remarks:

THE GENERAL SERVICE AREA OF THE COTTONWOOD RESERVOIR PROJECT IS THE AREA SERVED BY THE SHIELDS CANAL COMPANY. THE GENERAL SERVICE AREA FOR THE SALE OF WATER AT THE COTTONWOOD RESERVOIR DAM SITE INCLUDES BUT IS NOT LIMITED TO, THE LOCATIONS SPECIFIED ABOVE.

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

THE MOTION OF THE COURT HAS BEEN AMENDED TO CONFORM WITH THE EVIDENCE SUBMITTED BY THE CLAIMANT TO INCLUDE CHANGES IN THE PRIORITY DATE, MAXIMUM ACRES, PURPOSE AND PLACE OF USE. BECAUSE THESE ELEMENTS WERE NOT INCLUDED ON THE TEMPORARY PRELIMINARY DECREE OBJECTION LIST, ANY WATER USER WHOSE RIGHTS MAY BE ADVERSELY AFFECTED BY ENFORCEMENT OF THESE CHANGES MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.