

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

GENERAL ABSTRACT

A version with a more recent operating authority date exists. Contact DNRC for details.

Water Right Number: 41H 120401-00 STATEMENT OF CLAIM
Version: 2 -- CHANGE AUTHORIZATION
Version Status: ACTIVE

THIS AUTHORIZATION IS LIMITED TO THE AMOUNT OF THE HISTORIC USE RECOGNIZED BY THE DEPARTMENT IN THIS PROCEEDING AS SUBJECT TO CHANGE, AND WILL THEREAFTER NOT EXCEED THAT AMOUNT. IF THE HISTORIC USE IS REDUCED UNDER ADJUDICATION PROCEEDINGS PURSUANT TO TITLE 85, CHAPTER 2, PART 2, MCA, THIS AUTHORIZATION WILL BE LIMITED TO A LESSER AMOUNT.

Owners: RYEN, CLARK M ESTATE OF
%WAYNE L RYEN
2219 OAK ST APT#203
BOZEMAN, MT 59718-6102

WAYNE RYEN
209 S 6TH AVE
BOZEMAN, MT 59715

PAT MCREYNOLDS
7960 SPRINGHILL COMMUNITY RD
BELGRADE, MT 59714-8421

Priority Date: JUNE 1, 1866
Enforceable Priority Date: JUNE 1, 1866

Purpose (use): POWER GENERATION
Maximum Flow Rate: 6.25 CFS
Historical Flow Rate: 12.50 CFS
Maximum Volume:

THIS USE MAY CONSUME SOME WATER, BUT UNTIL THAT AMOUNT IS QUANTIFIED, IT IS PRESUMED THAT THE USE IS NON-CONSUMPTIVE.

Historical Diverted Volume: 9,072.23 AC-FT

Historical Consumptive Volume: 0.00 AC-FT

Source Name: ROSS CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NENWNE	16	1N	6E	GALLATIN

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: HEADGATE

Period of Use: JANUARY 1 to DECEMBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENWNW		16	1N	6E	GALLATIN

Geocodes/Valid: 06-1012-16-1-01-02-0000 - Y

Remarks:

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE ASSOCIATED. THEY SHARE THE SAME PLACE OF USE AND PURPOSE. 41H 120403 00, 41H 49632.

AUTHORIZATION TO CHANGE ISSUED 09-04-87 FOR CHANGE IN POINT OF DIVERSION. NOTICE OF COMPLETION DUE 11-30-90.

THE USE OF WATER RIGHT NUMBERS 41H W120401-00, 41H W120402-00 AND 41H W120403-00 SHALL NOT DEPRIVE ANY WATER USER WHO DIVERTS WATER UNDER WATER RIGHT NOS. 41H W115553-00, 41H W115554-00, 41H W115555-00, 41H W211243-00, 41H W211244-00, 41H W211245-00, 41H W211246-

Remarks:

00, 41H W136566-00, 41H W136569-00 AND 41H W001682-00 OF MORE THAN 500 MINERS INCHES OF THE WATERS OF ROSS CREEK AT ANY TIME WHEN SAID USERS WOULD OTHERWISE HAVE THE RIGHT TO USE, AND NEED THE USE OF, SUCH WATER RIGHTS.

THIS WATER RIGHT IS SUBJECT TO THE 11/25/97 STIPULATION AND 3/12/98 SUPPLEMENTAL STIPULATION OF THE PARTIES IN CASE 41H-273. THESE DOCUMENTS WERE FILED WITH THE WATER COURT AND CAN BE FOUND IN THE CLAIM AND CASE FILE.

THE USE OF WATER RIGHT NO. 41H W120401-00 IS SUBJECT TO CERTAIN EXPRESS TERMS, CONDITIONS, RESTRICTIONS AND LIMITATIONS IMPOSED BY THE MONTANA DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/10/93.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 113668 RECEIVED 09/19/2013.