

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: 76LJ 147038-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: MONTANA, STATE OF DEPT OF FISH WILDLIFE & PARKS
PO BOX 200701
HELENA, MT 59620-0701

Priority Date: DECEMBER 22, 1970

Enforceable Priority Date: DECEMBER 22, 1970

Type of Historical Right: FILED

Purpose (use): FISH AND WILDLIFE
THIS RIGHT IS SUBJECT TO ALL PRIOR RIGHTS. THE FLOW RATE AND VOLUME REPRESENT THE CLAIMED NEEDS OF THE STATE DEPARTMENT OF FISH WILDLIFE AND PARKS TO MAINTAIN STREAM FLOWS FOR THE PRESERVATION OF FISH AND WILDLIFE HABITAT. THE CLAIMED AMOUNTS ARE MADE A MATTER OF RECORD BUT ARE SUBJECT TO CHANGE SHOULD THE COURT DETERMINE THAT THOSE WATERS ARE NEEDED FOR USES DETERMINED TO BE MORE BENEFICIAL TO THE PUBLIC. SEE R.C.M. §89-801 (1947), NOW REPEALED BY SEC. 46, CH. 452, LAWS 1973.

Maximum Flow Rate: 5,402.00 CFS

Maximum Volume: 171,395.00 AC-FT

Source Name: GOODERICH BAYOU
Source Type: SURFACE WATER

Source Name: EGAN SLOUGH
Source Type: SURFACE WATER

Source Name: FENNON SLOUGH
Source Type: SURFACE WATER

Source Name: SHAWS SLOUGH
Source Type: SURFACE WATER

Source Name: UNNAMED TRIBUTARY OF FLATHEAD RIVER
Source Type: SURFACE WATER

Source Name: BRADLEY CHANNEL
Source Type: SURFACE WATER

Source Name: FLATHEAD RIVER
Source Type: SURFACE WATER

Source Name: STILLWATER RIVER
Source Type: SURFACE WATER

Source Name: CHURCH SLOUGH
Source Type: SURFACE WATER

Source Name: MILL CREEK
Source Type: SURFACE WATER

Source Name: HALF MOON SLOUGH
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			4	27N	20W	FLATHEAD

Period of Diversion: JULY 16 TO JULY 31

Source Name: FLATHEAD RIVER
Diversion Means: INSTREAM

2		NE	9	27N	20W	FLATHEAD
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Period of Diversion: JULY 16 TO JULY 31

Source Name: FLATHEAD RIVER
Diversion Means: INSTREAM

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
3			10	27N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
4			11	27N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: UNNAMED TRIBUTARY OF FLATHEAD RIVER						
Diversion Means: INSTREAM						
5		W2W2	14	27N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
6			15	27N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
7			16	27N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FENNON SLOUGH						
Diversion Means: INSTREAM						
8		E2E2	22	27N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
9		W2	23	27N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
10			27	27N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
11			34	27N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
12			17	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: EGAN SLOUGH						
Diversion Means: INSTREAM						
13			18	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: EGAN SLOUGH						
Diversion Means: INSTREAM						
14			19	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: EGAN SLOUGH						
Diversion Means: INSTREAM						
15		S2S2	20	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
16			21	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: MILL CREEK						
Diversion Means: INSTREAM						
17			22	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: MILL CREEK						
Diversion Means: INSTREAM						
18			27	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: MILL CREEK						
Diversion Means: INSTREAM						
19			28	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
20			29	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
21			30	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
22		N2N2	31	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
23		N2N2	32	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
24			33	28N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
25			1	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: SHAWS SLOUGH						
Diversion Means: INSTREAM						
26		N2	2	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
27		E2	3	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
28			9	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
29			10	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
30			14	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: BRADLEY CHANNEL						
Diversion Means: INSTREAM						
31			15	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
32			16	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: STILLWATER RIVER						
Diversion Means: INSTREAM						
33			21	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: STILLWATER RIVER						
Diversion Means: INSTREAM						
34			22	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
35			23	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: HALF MOON SLOUGH						
Diversion Means: INSTREAM						
36		S2S2	24	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
37		N2N2	25	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
38		E2	26	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
39			27	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
40			28	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: STILLWATER RIVER						
Diversion Means: INSTREAM						
41			34	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
42		N2	35	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
43			36	28N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: CHURCH SLOUGH						
Diversion Means: INSTREAM						
44			6	29N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
45		W2W2	7	29N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
46			18	29N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
47		W2	19	29N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
48			30	29N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
49		NWNW	31	29N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
50		SESE	1	29N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
51			11	29N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: GOODERICH BAYOU						
Diversion Means: INSTREAM						
52			12	29N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
53		SESE	13	29N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
54			14	29N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: GOODERICH BAYOU						
Diversion Means: INSTREAM						

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
55		E2	23	29N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
56			24	29N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
57			25	29N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
58			26	29N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
59			35	29N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
60			36	29N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
61		S2	1	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
62		S2S2	2	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
63		S2	3	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
64		SESE	4	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
65			9	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
66		N2N2	10	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
67		N2N2	11	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
68		NWNWNW	12	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
69			16	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
70			17	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
71		S2S2	18	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
72		W2	19	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
73			30	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
74			31	30N	20W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
75		E2E2	24	30N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
76		NENE	25	30N	21W	FLATHEAD
Period of Diversion: JULY 16 TO JULY 31						
Source Name: FLATHEAD RIVER						
Diversion Means: INSTREAM						
Period of Use: JULY 16 to JULY 31						

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				4	27N	20W	FLATHEAD
2			NE	9	27N	20W	FLATHEAD
3				10	27N	20W	FLATHEAD
4				11	27N	20W	FLATHEAD
5			W2W2	14	27N	20W	FLATHEAD
6				15	27N	20W	FLATHEAD
7				16	27N	20W	FLATHEAD
8			E2E2	22	27N	20W	FLATHEAD
9			W2	23	27N	20W	FLATHEAD
10				27	27N	20W	FLATHEAD
11				34	27N	20W	FLATHEAD
12				17	28N	20W	FLATHEAD
13				18	28N	20W	FLATHEAD
14				19	28N	20W	FLATHEAD
15			S2S2	20	28N	20W	FLATHEAD
16				21	28N	20W	FLATHEAD
17				22	28N	20W	FLATHEAD
18				27	28N	20W	FLATHEAD

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>
19				28	28N	20W	FLATHEAD
20				29	28N	20W	FLATHEAD
21				30	28N	20W	FLATHEAD
22			N2N2	31	28N	20W	FLATHEAD
23			N2N2	32	28N	20W	FLATHEAD
24				33	28N	20W	FLATHEAD
25				1	28N	21W	FLATHEAD
26			N2	2	28N	21W	FLATHEAD
27			E2	3	28N	21W	FLATHEAD
28				9	28N	21W	FLATHEAD
29				10	28N	21W	FLATHEAD
30				14	28N	21W	FLATHEAD
31				15	28N	21W	FLATHEAD
32				16	28N	21W	FLATHEAD
33				21	28N	21W	FLATHEAD
34				22	28N	21W	FLATHEAD
35				23	28N	21W	FLATHEAD
36			S2S2	24	28N	21W	FLATHEAD
37			N2N2	25	28N	21W	FLATHEAD
38			E2	26	28N	21W	FLATHEAD
39				27	28N	21W	FLATHEAD
40				28	28N	21W	FLATHEAD
41				34	28N	21W	FLATHEAD
42			N2	35	28N	21W	FLATHEAD
43				36	28N	21W	FLATHEAD
44				6	29N	20W	FLATHEAD
45			W2W2	7	29N	20W	FLATHEAD
46				18	29N	20W	FLATHEAD
47			W2	19	29N	20W	FLATHEAD
48				30	29N	20W	FLATHEAD
49			NWNW	31	29N	20W	FLATHEAD
50			SESE	1	29N	21W	FLATHEAD
51				11	29N	21W	FLATHEAD
52				12	29N	21W	FLATHEAD
53			SESE	13	29N	21W	FLATHEAD
54				14	29N	21W	FLATHEAD
55			E2	23	29N	21W	FLATHEAD
56				24	29N	21W	FLATHEAD
57				25	29N	21W	FLATHEAD
58				26	29N	21W	FLATHEAD
59				35	29N	21W	FLATHEAD
60				36	29N	21W	FLATHEAD
61			S2	1	30N	20W	FLATHEAD
62			S2S2	2	30N	20W	FLATHEAD
63			S2	3	30N	20W	FLATHEAD
64			SESE	4	30N	20W	FLATHEAD
65				9	30N	20W	FLATHEAD
66			N2N2	10	30N	20W	FLATHEAD
67			N2N2	11	30N	20W	FLATHEAD
68			NWNWNW	12	30N	20W	FLATHEAD
69				16	30N	20W	FLATHEAD
70				17	30N	20W	FLATHEAD
71			S2S2	18	30N	20W	FLATHEAD
72			W2	19	30N	20W	FLATHEAD
73				30	30N	20W	FLATHEAD
74				31	30N	20W	FLATHEAD
75			E2E2	24	30N	21W	FLATHEAD
76			NENE	25	30N	21W	FLATHEAD

Remarks:

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

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL 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. 147036-00, 147037-00, 147038-00, 147039-00.

Remarks:

THIS CLAIM APPEARS TO BE CLAIMING ELEVEN SEPARATE SOURCES OF WATER. MORE THAN ONE WATER RIGHT MAY BE INVOLVED.