

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:** 40R 187324-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** USA (DEPT OF INTERIOR FISH & WILDLIFE SERVICE)  
DENVER FEDERAL CENTER  
PO BOX 25486, MS #60189  
DENVER, CO 80225-0486

**Priority Date:** AUGUST 19, 1935

**Enforceable Priority Date:** AUGUST 19, 1935

**Type of Historical Right:** FILED

**Purpose (use):** FISH AND WILDLIFE

**Maximum Flow Rate:** 1,200.00 CFS

**Maximum Volume:** 65,000.00 AC-FT

**Source Name:** BIG MUDDY 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		NENESW	22	32N	55E	SHERIDAN

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DIVERSION DAM

MEANS OF DIVERSION INCLUDES A HEADGATE 1800 FT UP STREAM FROM THE DAM.

**Reservoir:** OFF STREAM **Reservoir Name** MEDICINE LAKE

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESWSW	36	32N	55E	SHERIDAN

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 11.00 FEET

**Depth:** 8.00 FEET

**Surface Area:** 8,213.00 ACRES

**Current Capacity:** 26,281.60 ACRE-FEET

SEE THE RESERVOIR WORKSHEET IN THE CLAIM FILE FOR ADDITIONAL RESERVOIR DATA.

**Period of Use:** JANUARY 1 to DECEMBER 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			W2	3	30N	55E	ROOSEVELT
2			N2	4	30N	55E	ROOSEVELT
3			S2	4	30N	55E	ROOSEVELT
4			SE	5	30N	55E	ROOSEVELT
5			NE	8	30N	55E	ROOSEVELT
6			N2	9	30N	55E	ROOSEVELT
7			NW	10	30N	55E	ROOSEVELT
8			NE	27	31N	55E	SHERIDAN
9			W2	27	31N	55E	SHERIDAN
10			SE	28	31N	55E	SHERIDAN
11			E2	33	31N	55E	SHERIDAN
12			E2	34	31N	55E	SHERIDAN
13			W2	34	31N	55E	SHERIDAN
14			N2	1	31N	56E	SHERIDAN
15			S2	1	31N	56E	SHERIDAN
16			N2	2	31N	56E	SHERIDAN
17			S2	2	31N	56E	SHERIDAN
18			N2	3	31N	56E	SHERIDAN
19			S2	3	31N	56E	SHERIDAN
20			N2	4	31N	56E	SHERIDAN
21			S2	4	31N	56E	SHERIDAN

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>
22			N2	5	31N	56E	SHERIDAN
23			S2	5	31N	56E	SHERIDAN
24			N2	6	31N	56E	SHERIDAN
25			SE	6	31N	56E	SHERIDAN
26			N2	9	31N	56E	SHERIDAN
27			N2	10	31N	56E	SHERIDAN
28			S2	10	31N	56E	SHERIDAN
29			N2	11	31N	56E	SHERIDAN
30			S2	11	31N	56E	SHERIDAN
31			N2	12	31N	56E	SHERIDAN
32			S2	12	31N	56E	SHERIDAN
33			N2	13	31N	56E	SHERIDAN
34			S2	13	31N	56E	SHERIDAN
35			N2	14	31N	56E	SHERIDAN
36			S2	14	31N	56E	SHERIDAN
37			E2	15	31N	56E	SHERIDAN
38			NW	15	31N	56E	SHERIDAN
39			N2	23	31N	56E	SHERIDAN
40			NW	24	31N	56E	SHERIDAN
41			N2	4	31N	57E	SHERIDAN
42			S2	4	31N	57E	SHERIDAN
43			N2	5	31N	57E	SHERIDAN
44			S2	5	31N	57E	SHERIDAN
45			W2	6	31N	57E	SHERIDAN
46			N2	7	31N	57E	SHERIDAN
47			S2	7	31N	57E	SHERIDAN
48			N2	8	31N	57E	SHERIDAN
49			S2	8	31N	57E	SHERIDAN
50			W2	18	31N	57E	SHERIDAN
51			S2	25	32N	55E	SHERIDAN
52			E2	36	32N	55E	SHERIDAN
53			W2	36	32N	55E	SHERIDAN
54			S2	25	32N	56E	SHERIDAN
55			S2	31	32N	56E	SHERIDAN
56			S2	32	32N	56E	SHERIDAN
57			S2	33	32N	56E	SHERIDAN
58			S2	34	32N	56E	SHERIDAN
59			NE	35	32N	56E	SHERIDAN
60			S2	35	32N	56E	SHERIDAN
61			N2	36	32N	56E	SHERIDAN
62			S2	36	32N	56E	SHERIDAN
63			N2	28	32N	57E	SHERIDAN
64			S2	28	32N	57E	SHERIDAN
65			NE	29	32N	57E	SHERIDAN
66			S2	29	32N	57E	SHERIDAN
67			S2	30	32N	57E	SHERIDAN
68			N2	31	32N	57E	SHERIDAN
69			S2	31	32N	57E	SHERIDAN
70			N2	32	32N	57E	SHERIDAN
71			S2	32	32N	57E	SHERIDAN
72			N2	33	32N	57E	SHERIDAN
73			S2	33	32N	57E	SHERIDAN
74			NW	34	32N	57E	SHERIDAN

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. 187342-00, 40R-187324-00.

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**Remarks:**

THE WATER COURT WILL HOLD A HEARING ON THIS CLAIM TO DETERMINE ITS VALIDITY SUBJECT TO SECTION 85-2-248, MCA, AND MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396. A HEARING MAY ALSO BE HELD ON THIS CLAIM IF A VALID OBJECTION IS FILED UNDER SECTION 85-2-233, MCA, OR THE WATER COURT CALLS THE CLAIM IN ON ITS OWN MOTION UNDER RULE 8, W.R.ADJ.R.

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