

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: 76H 188232-00 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: DECEMBER 10, 1963

Enforceable Priority Date: DECEMBER 10, 1963

Type of Historical Right: USE

Purpose (use): FISH AND WILDLIFE

Maximum Flow Rate: A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Maximum Volume: 181.48 AC-FT
THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Maximum Acres: 720.00

Source Name: WASTE & SEEPAGE, UNNAMED TRIBUTARY OF SPRING CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS ROGMAN'S CREEK

THE SOURCE CONSISTS OF COMMINGLED WATERS OF THE BITTERROOT RIVER, NORTH BURNT FORK CREEK, SWAMP CREEK, SPRING CREEK (ALSO KNOWN AS ROGMAN'S CREEK), THREEMILE CREEK, SUPPLY DITCH WATER, AND DIFFUSE SURFACE WATER. SEE CLAIM FILE FOR MORE INFORMATION.

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		SWNESE	2	9N	20W	RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir: ON STREAM **Reservoir Name** POTATO CELLAR POND

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESE	2	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 10.00 FEET

Depth: 10.00 FEET

Surface Area: 9.10 ACRES

Current Capacity: 36.40 ACRE-FEET

Reservoir: ON STREAM **Reservoir Name** POND 10

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
		2	9N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 12.50 FEET

Depth: 12.50 FEET

Surface Area: 170.23 ACRES

Current Capacity: 551.64 ACRE-FEET

Reservoir: ON STREAM **Reservoir Name** POND 11

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SW	36	10N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 8.28 FEET

Depth: 8.28 FEET

Surface Area: 24.69 ACRES

Current Capacity: 52.05 ACRE-FEET

Reservoir: ON STREAM **Reservoir Name** POND 12

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
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W2 36 10N 20W

RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 6.40 FEET

Depth: 6.40 FEET

Surface Area: 52.01 ACRES

Current Capacity: 133.22 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			E2	2	9N	20W	RAVALLI
2			NW	2	9N	20W	RAVALLI
3			NENE	3	9N	20W	RAVALLI
4			S2	35	10N	20W	RAVALLI
5			NWNE	36	10N	20W	RAVALLI
6			W2	36	10N	20W	RAVALLI

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/16/2009: PLACE OF USE, MAXIMUM ACRES, FLOW RATE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/03/2009: POINT OF DIVERSION, MEANS OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE, VOLUME.

BECAUSE THIS CLAIM DID NOT RECEIVE A FACTUAL OR LEGAL ISSUE REMARK DURING THE CLAIMS EXAMINATION PROCESS, THE WATER COURT WILL NOT HOLD A HEARING ON THIS CLAIM UNDER MATTER OF THE ADJUDICATION OF EXISTING RIGHTS IN BASIN 411, 2002 MT 216, 311 MONT. 327, 55 P.3D 396 UNLESS 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.