

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:** 41P 192874-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** SHELBY, CITY OF  
112 1ST ST S  
SHELBY, MT 59474

**Priority Date:** JUNE 23, 1966  
**Enforceable Priority Date:** JUNE 23, 1966

**Type of Historical Right:** USE

**Purpose (use):** FLOOD CONTROL  
**Maximum Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

**Maximum Volume:** 550.00 AC-FT  
THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

**Source Name:** UNNAMED TRIBUTARY OF SULLIVAN COULEE  
**Source Type:** SURFACE WATER

THIS WATER RIGHT ALSO INCLUDES SURFACE WATER FROM SEVERAL UNNAMED TRIBUTARIES OF SULLIVAN COULEE.

**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		NWSWNE	22	32N	2W	TOOLE

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

**Reservoir:** ON STREAM **Reservoir Name** COWPATH DAM (LAKE SHEL-OOLE)  
**Govt Lot** **Qtr Sec** **Sec** **Twp** **Rge** **County**  
SWNWNE 22 32N 2W TOOLE

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 49.00 FEET  
**Depth:** 46.00 FEET  
**Surface Area:** 17.40 ACRES  
**Current Capacity:** 320.16 ACRE-FEET

SEE THE NATIONAL INVENTORY OF DAMS REPORT 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			W2W2NENE	22	32N	2W	TOOLE
2			SWSENE	22	32N	2W	TOOLE
3			W2NE	22	32N	2W	TOOLE
4			NENW	22	32N	2W	TOOLE
5			N2SENW	22	32N	2W	TOOLE

**Remarks:**

THIS IMPLIED CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 41P 192875-00.

THIS CLAIMED PURPOSE IS QUESTIONED AS A BENEFICIAL USE OF WATER EXISTING PRIOR TO JULY 1, 1973.

THE CLAIMED VOLUME WAS NOT EXAMINED AS NO VOLUME GUIDELINES FOR THIS PURPOSE HAVE BEEN ESTABLISHED BY THE CLAIMS EXAMINATION RULES.