

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: 76F 113232-00 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: MONTANA, STATE OF DEPT OF FISH WILDLIFE & PARKS
PO BOX 200701
HELENA, MT 59620-0701

Priority Date: JULY 2, 1896
Enforceable Priority Date: JULY 2, 1896

Purpose (use): IRRIGATION
WILDLIFE/WATERFOWL

Purpose Clarification: WILDLIFE & WATERFOWL POND

Irrigation Type: FLOOD

Maximum Flow Rate: 3.42 CFS
THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 60.20

Source Name: COTTONWOOD 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		NWNE	17	15N	13W	POWELL

Period of Diversion: MAY 15 TO SEPTEMBER 1
Diversion Means: HEADGATE
Ditch Name: BURK-DELANEY DITCH

2		NWNWNE	20	15N	13W	POWELL
---	--	--------	----	-----	-----	--------

Period of Diversion: MAY 15 TO SEPTEMBER 1
Diversion Means: DITCH

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SENE	20	15N	13W	POWELL

Diversion to Reservoir: DIVERSION # 2
Current Capacity: 40.20 ACRE-FEET

Period of Use: MAY 15 to SEPTEMBER 1

Purpose (Use): IRRIGATION

Period of Use: MAY 15 to SEPTEMBER 1

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	9.50		NENW	20	15N	13W	POWELL
2	2.40		SENE	20	15N	13W	POWELL
3	11.50		NWNE	20	15N	13W	POWELL
4	19.80		SWNE	20	15N	13W	POWELL
5	6.60		W2NWSE	20	15N	13W	POWELL
6	10.40		E2NESW	20	15N	13W	POWELL

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>
Total:	60.20						

Purpose (Use): WILDLIFE/WATERFOWL

Period of Use: MAY 15 to SEPTEMBER 1

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			SENW	20	15N	13W	POWELL

Remarks:

AUTHORIZATION TO ADD A POINT OF DIVERSION AND PLACE OF STORAGE, AND CHANGE THE PURPOSE OF A PORTION (5 CFS UP TO 90.2 AC-FT) COMPLETED 05/21/1991. FILE REFLECTS RIGHT AS IT EXISTED PRIOR TO JULY 1973. APPROVED CHANGES WILL BE RECORDED AFTER FINAL DECREE. SEE FILE NO. 11323299-76F.

A MEASURING DEVICE SHALL BE INSTALLED NEAR THE DIVERSION ALLOWED UNDER THIS AUTHORIZATION. THE MEASURING DEVICE SHALL MEASURE THE FLOW OF WATER DIVERTED FOR WATERFOWL USE UNDER THIS AUTHORIZATION. THE MEASURING DEVICE SHOULD BE CAPABLE OF ACCURATELY MEASURING FLOWS FROM 1 TO 5 CFS.

THE WATER RIGHT HOLDER SHALL KEEP A RECORD OF THE DATE WHEN THE DIVERSION IS REDUCED TO THE MAINTENANCE LEVEL. THE DIVERSION RATE BEFORE AND AFTER THE FLOW REDUCTION SHALL ALSO BE RECORDED. THE RECORDS SHALL BE SUBMITTED BY NOVEMBER 30 OF EACH YEAR TO THE HELENA REGIONAL OFFICE, PO BOX 201601, HELENA MT 59620-1601.