

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: 41H 138945-00 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 21, 1970

Enforceable Priority Date: DECEMBER 21, 1970

Type of Historical Right: FILED

Purpose (use): FISH AND WILDLIFE
THIS RIGHT IS SUBJECT TO ALL PRIOR RIGHTS (89-801.1 R.C.M. 1979). THE FLOW RATE AND VOLUME ABOVE REPRESENTS THE CLAIMED NEEDS OF THE STATE DEPARTMENT OF FISH WILDLIFE AND PARKS TO MAINTAIN STREAMFLOWS FOR THE PRESERVATION OF FISH AND WILDLIFE HABITAT. THOSE CLAIMED AMOUNTS ARE MADE A MATTER OF RECORD BUT ARE SUBJECT TO CHANGE SHOULD THE COURT DETERMINE PURSUANT TO 89-801 R.C.M. 1979 (REPEALED CHAPTER 452, 1973 SESSION LAWS) THAT THOSE WATERS ARE NEEDED FOR USES DETERMINED TO BE MORE BENEFICIAL TO THE PUBLIC.

Maximum Flow Rate: 400.00 CFS

Maximum Volume: 241,133.00 AC-FT

Source Name: WEST GALLATIN RIVER

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		NWSWSE	14	2S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
2		SWSWSE	14	2S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
3		SESESW	14	2S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
4			23	2S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
5			26	2S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
6			27	2S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
7			34	2S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
8			35	2S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
9			2	3S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
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>
10			3	3S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
11			10	3S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
12			11	3S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
13			15	3S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
14			21	3S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
15			22	3S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
16			27	3S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
17			28	3S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
18			33	3S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
19			4	4S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
20			5	4S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
21			7	4S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
22			8	4S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
23			18	4S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
24			19	4S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
25			20	4S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
26			28	4S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 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>
27			29	4S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
28			33	4S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
29			4	5S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
30			9	5S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
31			10	5S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
32			15	5S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
33			22	5S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
34			23	5S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
35			24	5S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
36			25	5S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
37			36	5S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
38			1	6S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
39			12	6S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
40			13	6S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
41			14	6S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
42			22	6S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM
43			23	6S	4E	GALLATIN
						Period of Diversion: JULY 15 TO MAY 19 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>
44			27	6S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
45			28	6S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
46			32	6S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
47			33	6S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
48			4	7S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
49			5	7S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
50			9	7S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
51			16	7S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
52			21	7S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
53			28	7S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
54			33	7S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
55			4	8S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
56			9	8S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
57			16	8S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
58			21	8S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
59			22	8S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 Diversion Means: INSTREAM					
60			27	8S	4E	GALLATIN
	Period of Diversion: JULY 15 TO MAY 19 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>
61			34	8S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
62			2	9S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
63			3	9S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
64			11	9S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
65			12	9S	4E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
66			7	9S	5E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
67		NWNENW	18	9S	5E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
68		NENENW	18	9S	5E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
69		SENENW	18	9S	5E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
70		SWNWNE	18	9S	5E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
71		NWSWNE	18	9S	5E	GALLATIN
Period of Diversion: JULY 15 TO MAY 19						
Diversion Means: INSTREAM						
Period of Use: JULY 15 to MAY 19						

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			NWSWSE	14	2S	4E	GALLATIN
2			SWSWSE	14	2S	4E	GALLATIN
3			SESESW	14	2S	4E	GALLATIN
4				23	2S	4E	GALLATIN
5				26	2S	4E	GALLATIN
6				27	2S	4E	GALLATIN
7				34	2S	4E	GALLATIN
8				35	2S	4E	GALLATIN
9				2	3S	4E	GALLATIN
10				3	3S	4E	GALLATIN
11				10	3S	4E	GALLATIN
12				11	3S	4E	GALLATIN
13				15	3S	4E	GALLATIN
14				21	3S	4E	GALLATIN
15				22	3S	4E	GALLATIN
16				27	3S	4E	GALLATIN
17				28	3S	4E	GALLATIN
18				33	3S	4E	GALLATIN
19				4	4S	4E	GALLATIN
20				5	4S	4E	GALLATIN
21				7	4S	4E	GALLATIN

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>
22				8	4S	4E	GALLATIN
23				18	4S	4E	GALLATIN
24				19	4S	4E	GALLATIN
25				20	4S	4E	GALLATIN
26				28	4S	4E	GALLATIN
27				29	4S	4E	GALLATIN
28				33	4S	4E	GALLATIN
29				4	5S	4E	GALLATIN
30				9	5S	4E	GALLATIN
31				10	5S	4E	GALLATIN
32				15	5S	4E	GALLATIN
33				22	5S	4E	GALLATIN
34				23	5S	4E	GALLATIN
35				24	5S	4E	GALLATIN
36				25	5S	4E	GALLATIN
37				36	5S	4E	GALLATIN
38				1	6S	4E	GALLATIN
39				12	6S	4E	GALLATIN
40				13	6S	4E	GALLATIN
41				14	6S	4E	GALLATIN
42				22	6S	4E	GALLATIN
43				23	6S	4E	GALLATIN
44				27	6S	4E	GALLATIN
45				28	6S	4E	GALLATIN
46				32	6S	4E	GALLATIN
47				33	6S	4E	GALLATIN
48				4	7S	4E	GALLATIN
49				5	7S	4E	GALLATIN
50				9	7S	4E	GALLATIN
51				16	7S	4E	GALLATIN
52				21	7S	4E	GALLATIN
53				28	7S	4E	GALLATIN
54				33	7S	4E	GALLATIN
55				4	8S	4E	GALLATIN
56				9	8S	4E	GALLATIN
57				16	8S	4E	GALLATIN
58				21	8S	4E	GALLATIN
59				22	8S	4E	GALLATIN
60				27	8S	4E	GALLATIN
61				34	8S	4E	GALLATIN
62				2	9S	4E	GALLATIN
63				3	9S	4E	GALLATIN
64				11	9S	4E	GALLATIN
65				12	9S	4E	GALLATIN
66				7	9S	5E	GALLATIN
67			NWNENW	18	9S	5E	GALLATIN
68			NENENW	18	9S	5E	GALLATIN
69			SENENW	18	9S	5E	GALLATIN
70			SWNWNE	18	9S	5E	GALLATIN
71			NWSWNE	18	9S	5E	GALLATIN

Remarks:

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

THIS USE MAY CONSUME SOME WATER, BUT UNTIL THAT AMOUNT IS QUANTIFIED, IT IS PRESUMED THAT THE USE IS NON-CONSUMPTIVE.