

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 142485-00 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: 1,120.00 AC-FT
THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Maximum Acres: 209.00

Source Name: THREEMILE 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		SESWNW	36	10N	20W	RAVALLI

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

2		SENWSW	36	10N	20W	RAVALLI
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Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

Reservoir:	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
ON STREAM Reservoir Name POND 11		SW	36	10N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 2

Dam Height: 8.28 FEET
Depth: 8.28 FEET
Surface Area: 24.69 ACRES
Current Capacity: 81.77 ACRE-FEET

Reservoir:	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
ON STREAM Reservoir Name POND 12		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: 133.14 ACRE-FEET

Reservoir:	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
ON STREAM Reservoir Name POND 13		N2	36	10N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 6.60 FEET
Depth: 6.60 FEET
Surface Area: 31.72 ACRES
Current Capacity: 83.74 ACRE-FEET

Reservoir:	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
ON STREAM Reservoir Name NORTH ISLAND SLOUGH		N2	36	10N	20W	RAVALLI

Diversion to Reservoir: DIVERSION # 1

Dam Height: 10.50 FEET
Depth: 10.50 FEET
Surface Area: 18.50 ACRES
Current Capacity: 77.70 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			E2E2SW	35	10N	20W	RAVALLI
2			W2NE	36	10N	20W	RAVALLI
3			W2	36	10N	20W	RAVALLI

Remarks:

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON THREEMILE CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 283, RAVALLI COUNTY.

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.

CLAIMED VOLUME EXCEEDS CAPACITY OF RESERVOIR PLUS EVAPORATIVE LOSSES. THE CLAIMED VOLUME CAN BE CONTESTED BY PROPER OBJECTION. IF NO OBJECTIONS ARE FILED TO THIS CLAIM THE VOLUME WILL BE DECREED AS CLAIMED, AND THIS REMARK WILL BE REMOVED FROM THE CLAIM.