

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: 411 40917-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: USA (DEPT OF INTERIOR BUREAU OF RECLAMATION)
PO BOX 30137
BILLINGS, MT 59107-0137

Priority Date: MARCH 23, 1953

Enforceable Priority Date: MARCH 23, 1953

Type of Historical Right: USE

Purpose (use): POWER GENERATION
THIS IS A STORAGE RIGHT USED FOR POWER GENERATION.
HYDROPOWER

Maximum Flow Rate: NO FLOW RATE HAS BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

Maximum Volume: 1,952,059.00 AC-FT
ON DECEMBER 14, 1949, THE MONTANA POWER COMPANY CONVEYED ITS CANYON FERRY DEVELOPMENT TO THE UNITED STATES BUREAU OF RECLAMATION (SEE EXHIBIT F OF CLAIM 411-J040914-00). IN THE CONVEYANCE, THE COMPANY RESERVED "THE WATER RIGHT ON THE MISSOURI RIVER WHICH IT HAS ACQUIRED UNDER THE LAWS OF MONTANA AS OF OCTOBER 31, 1898, IN THE AMOUNT OF 23,980 CFS BUT NOT IN EXCESS IN VOLUME OF .. 47,500 ACRE FEET THE UNITED STATES AGREES TO STORE." ON PAGE 13 OF THIS CONTRACT, UP TO 47,500 ACRE FEET WILL BE REPLACED BY THE COMPANIES HEBGEN OR MADISON RESERVOIR WATER RELEASES.

THIS WATER RIGHT IS FOR THE ENTIRE STORAGE OF CANYON FERRY RESERVOIR UP TO ELEVATION 3797.0 FEET.

Source Name: MISSOURI 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 | 12 | NWSESE | 4 | 10N | 1W | LEWIS AND CLARK |

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

| | | | | | | |
|---|----|--------|---|-----|----|-----------------|
| 2 | 13 | NWSESE | 4 | 10N | 1W | LEWIS AND CLARK |
|---|----|--------|---|-----|----|-----------------|

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: DAM

| | | | | | | |
|---|--|--------|----|----|----|------------|
| 3 | | SESESW | 19 | 7N | 2E | BROADWATER |
|---|--|--------|----|----|----|------------|

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: WESTSIDE CANAL

| | | | | | | |
|---|--|--------|----|----|----|------------|
| 4 | | SWSESE | 19 | 7N | 2E | BROADWATER |
|---|--|--------|----|----|----|------------|

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Ditch Name: EASTSIDE CANAL

POINT OF DIVERSION #1 DIVERTS STORED WATER TO PENSTOCK FOR POWER GENERATION.

POINT OF DIVERSION #4 DIVERTS MISSOURI RIVER WATER TO PONDS #1, 2, 3 WHICH ARE USED FOR DUST ABATEMENT AND TO PROVIDE FISH AND WILDLIFE HABITAT.

POINT OF DIVERSION #3 DIVERTS MISSOURI RIVER WATER TO POND #4 WHICH IS USED FOR DUST ABATEMENT AND TO PROVIDE FISH AND WILDLIFE HABITAT.

POINT OF DIVERSION #2 DIVERTS STORED WATER TO HELENA VALLEY PUMP TURBINES.

