

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 119802-00 STATEMENT OF CLAIM  
**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:** MONTANA, STATE OF DEPT OF NATURAL RESOURCES  
NEVADA CREEK DAM  
1424 9TH AVE  
PO BOX 201601  
HELENA, MT 59620-1601

**Priority Date:** SEPTEMBER 7, 1937

**Enforceable Priority Date:** SEPTEMBER 7, 1937

**Type of Historical Right:** FILED

**Purpose (use):** SALE

**Irrigation Type:** SPRINKLER/FLOOD

WATER UNDER THIS RIGHT IS STORED IN NEVADA CREEK RESERVOIR FOR LATE RELEASE TO WATER PURCHASERS WHO MAY APPLY THE WATER TO IRRIGATION, WATERING OF STOCK, DOMESTIC, MUNICIPAL, AND OTHER USES.

**Maximum Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED FOR THIS USE FROM THIS ONSTREAM RESERVOIR.

**Maximum Volume:** 19,161.00 AC-FT  
THE VOLUME REFLECTS THE TOTAL RESERVOIR CAPACITY, MAXIMUM WINTER CARRYOVER, AND ANNUAL EVAPORATION.

**Source Name:** NEVADA 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		SESESE	11	12N	10W	POWELL

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

**Diversion Means:** DAM

WATER STORED IN NEVADA CREEK RESERVOIR IS RELEASED INTO NEVADA CREEK FOR CONVEYANCE TO THE FOLLOWING SECONDARY POINTS OF DIVERSION: NENENE SEC 9, T12N, R10W (DOUGLAS CREEK CANAL) POWELL COUNTY, NWNWNE SEC 5, T12N, R10W (NORTH HELMVILLE CANAL) POWELL COUNTY AND NUMEROUS PRIVATE DIVERSIONS ALONG NEVADA CREEK AND THE BLACKFOOT RIVER. WATER CONVEYED THROUGH PROJECT CANALS IS ALSO RELEASED INTO WATER COURSES USED AS NATURAL CARRIERS AND THEN CONVEYED TO PRIVATE DIVERSIONS IN THOSE NATURAL CARRIERS.

**Reservoir:** ON STREAM **Reservoir Name** NEVADA CREEK RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SESESE	11	12N	10W	POWELL

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 105.00 FEET

**Surface Area:** 368.00 ACRES

**Current Capacity:** 11,152.00 ACRE-FEET

THE DAM EXTENDS INTO THE NENENE SEC 14 TWP 12N RGE 10W POWELL COUNTY.

**Period of Use:** MAY 1 to SEPTEMBER 30

WATER MAY BE DIVERTED INTO STORAGE YEAR ROUND DEPENDING ON PHYSICAL AND LEGAL WATER AVAILABILITY AND RESERVOIR CAPACITY. HISTORICALLY, WATER HAS BEEN RELEASED FROM NEVADA CREEK RESERVOIR FOR USE DURING THE IRRIGATION SEASON.

**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	0.00		SESESE	11	12N	10W	POWELL

**Total:** 0.00

THE PLACE OF USE FOR THE SALE OF WATER IS THE LOCATION OF THE OUTLET

AND CONTROL GATE AT THE NEVADA RESERVOIR DAM SITE.

THE GENERAL SERVICE AREA FOR THE NEVADA RESERVOIR PROJECT INCLUDES BUT IS NOT LIMITED TO THE FOLLOWING:

ID	TWP	RGE	COUNTY
1	11N	9W	POWELL
2	12N	8W	POWELL
3	12N	9W	POWELL
4	12N	10W	POWELL
5	12N	11W	POWELL
6	12N	12W	POWELL
7	13N	10W	POWELL
8	13N	11W	POWELL
9	14N	11W	POWELL

THE GENERAL SERVICE AREA FOR THE NEVADA CREEK PROJECT INCLUDES LAND ABOVE THE RESERVOIR. LANDS ABOVE THE RESERVOIR ARE SERVED THROUGH NATURAL FLOW DIVERSIONS IN EXCHANGE FOR RELEASE OF STORED WATER BELOW THE RESERVOIR PURSUANT TO MONT. CODE ANN. 85-2-413. THE SERVICE AREA ALSO EXTENDS ALONG THE WATERSHED OF THE BLACKFOOT RIVER FOR A DISTANCE OF 50 MILES BELOW THE POINT WHERE NEVADA CREEK FLOWS INTO THE BLACKFOOT RIVER.

---

**Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 04/17/2006: PURPOSE, POINT OF DIVERSION, RESERVOIR LEGAL DESCRIPTION, VOLUME, MAXIMUM ACRES, PLACE OF USE.

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