

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 121040-00 STATEMENT OF CLAIM
Version: 3 -- 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 TUNNELS MINING INC
PO BOX 176
JEFFERSON CITY, MT 59638-0176

Priority Date: APRIL 1, 1865
Enforceable Priority Date: APRIL 1, 1865

Purpose (use): INDUSTRIAL
Purpose Clarification: CENTENNIAL MINERALS/ MT TUNNELS
SMELTING AND REFINING PLANT

Maximum Flow Rate: 1.13 CFS

Maximum Volume: 814.50 AC-FT

Source Name: SPRING CREEK
Source Type: SURFACE WATER

Source Name: PRICKLY PEAR 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		NESWSW	1	7N	4W	JEFFERSON

Period of Diversion: JANUARY 1 TO DECEMBER 31

Source Name: SPRING CREEK
Diversion Means: PUMP

2		SESW	11	7N	4W	JEFFERSON
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Period of Diversion:
Source Name: SPRING CREEK
Diversion Means: PUMP

3		NENENW	7	7N	4W	JEFFERSON
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Period of Diversion:
Source Name: PRICKLY PEAR CREEK
Diversion Means: PUMP

Reservoir: OFF STREAM **Reservoir Name** UPPER LAKE
Govt Lot **Qtr Sec** **Sec** **Twp** **Rge** **County**
NENWSE 36 10N 3W LEWIS AND CLARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 8.00 FEET
Surface Area: 17.00 ACRES
Current Capacity: 49.00 ACRE-FEET

Reservoir: OFF STREAM **Reservoir Name** LOWER LAKE
Govt Lot **Qtr Sec** **Sec** **Twp** **Rge** **County**
SWSENE 36 10N 3W LEWIS AND CLARK

Diversion to Reservoir: DIVERSION # 1

Dam Height: 8.00 FEET
Surface Area: 9.00 ACRES
Current Capacity: 25.00 ACRE-FEET

THE CAPACITY, DAM HEIGHT, AND SURFACE AREA HAVE BEEN ESTIMATED BY THE DNRC.

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			NENESE	8	7N	4W	JEFFERSON

Geocodes/Valid: 51-1586-08-1-01-20-0000 - Y

Remarks:

AUTHORIZATION TO CHANGE POINT OF DIVERSION AND PLACE OF USE OF A PORTION, 2.56 CFS UP TO 1855.25 ACRE-FEET, COMPLETED 07/06/88. FILE REFLECTS RIGHT AS IT EXISTED PRIOR TO JULY, 1973. APPROVED CHANGES WILL BE RECORDED AFTER FINAL DECREE. IN CONJUNCTION WITH G121039-00 AND G121040-00. SEE G121037-01.

SUPPLEMENTAL DOCUMENTATION, QUESTIONNAIRES, MAPS, AND ALL CORRESPONDENCE CAN BE OBTAINED BY REVIEWING FILE NO. W121037-00.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/29/88.

WHENEVER THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE COMBINED TO SUPPLY WATER FOR THE CLAIMED PURPOSE, EACH IS LIMITED TO THE HISTORICAL FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE. W121039-00, W121040-00, W121041-00.

THE COMBINED CLAIMED VOLUME FOR THIS GROUP OF SUPPLEMENTAL RIGHTS IS 1,855.25 ACRE- FEET.