

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:** 43QJ 210895-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE  
**Late Claim:** B

**Owners:** BILLINGS BENCH WATER ASSN  
PO BOX 50150  
BILLINGS, MT 59105

**Priority Date:** JANUARY 8, 1904

**Enforceable Priority Date:** JUNE 30, 1973

CLAIM FILED LATE 08/13/84 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

**Type of Historical Right:** FILED

**Purpose (use):** STOCK

**Maximum Flow Rate:**

**Maximum Volume:** THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

**Source Name:** YELLOWSTONE 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		NWSESW	15	2S	24E	YELLOWSTONE

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

**Diversion Means:** HEADGATE

**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			SE	12	2S	24E	YELLOWSTONE
2				6	2S	24E	YELLOWSTONE
3				7	2S	25E	YELLOWSTONE
4				1	1S	25E	YELLOWSTONE
5				12	1S	25E	YELLOWSTONE
6			W2	13	1S	25E	YELLOWSTONE
7				14	1S	25E	YELLOWSTONE
8			SE	21	1S	25E	YELLOWSTONE
9				22	1S	25E	YELLOWSTONE
10			NW	23	1S	25E	YELLOWSTONE
11				27	1S	25E	YELLOWSTONE
12				28	1S	25E	YELLOWSTONE
13				32	1S	25E	YELLOWSTONE
14			SE	6	1S	26E	YELLOWSTONE
15			NE	7	1S	26E	YELLOWSTONE
16			SE	35	1N	25E	YELLOWSTONE
17			NE	36	1N	25E	YELLOWSTONE
18				1	1N	26E	YELLOWSTONE
19			SE	2	1N	26E	YELLOWSTONE
20				3	1N	26E	YELLOWSTONE
21				4	1N	26E	YELLOWSTONE
22				9	1N	26E	YELLOWSTONE
23				10	1N	26E	YELLOWSTONE
24				11	1N	26E	YELLOWSTONE
25				12	1N	26E	YELLOWSTONE
26				13	1N	26E	YELLOWSTONE
27				14	1N	26E	YELLOWSTONE

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
28				15	1N	26E	YELLOWSTONE
29				16	1N	26E	YELLOWSTONE
30			NE	21	1N	26E	YELLOWSTONE
31				22	1N	26E	YELLOWSTONE
32				23	1N	26E	YELLOWSTONE
33				24	1N	26E	YELLOWSTONE
34			NW	26	1N	26E	YELLOWSTONE
35				27	1N	26E	YELLOWSTONE
36				28	1N	26E	YELLOWSTONE
37				29	1N	26E	YELLOWSTONE
38				31	1N	26E	YELLOWSTONE
39				32	1N	26E	YELLOWSTONE
40				33	1N	26E	YELLOWSTONE
41				36	2N	26E	YELLOWSTONE
42				6	1N	27E	YELLOWSTONE
43				7	1N	27E	YELLOWSTONE
44			SE	1	2N	26E	YELLOWSTONE
45				13	2N	26E	YELLOWSTONE
46				25	2N	26E	YELLOWSTONE
47			SE	36	2N	26E	YELLOWSTONE
48				1	2N	27E	YELLOWSTONE
49				2	2N	27E	YELLOWSTONE
50				3	2N	27E	YELLOWSTONE
51				4	2N	27E	YELLOWSTONE
52				5	2N	27E	YELLOWSTONE
53				7	2N	27E	YELLOWSTONE
54				8	2N	27E	YELLOWSTONE
55				9	2N	27E	YELLOWSTONE
56				10	2N	27E	YELLOWSTONE
57				11	2N	27E	YELLOWSTONE
58				12	2N	27E	YELLOWSTONE
59				13	2N	27E	YELLOWSTONE
60				14	2N	27E	YELLOWSTONE
61				15	2N	27E	YELLOWSTONE
62				16	2N	27E	YELLOWSTONE
63				17	2N	27E	YELLOWSTONE
64				18	2N	27E	YELLOWSTONE
65				19	2N	27E	YELLOWSTONE
66				20	2N	27E	YELLOWSTONE
67				21	2N	27E	YELLOWSTONE
68				22	2N	27E	YELLOWSTONE
69				23	2N	27E	YELLOWSTONE
70			W2	24	2N	27E	YELLOWSTONE
71			W2	25	2N	27E	YELLOWSTONE
72				27	2N	27E	YELLOWSTONE
73				28	2N	27E	YELLOWSTONE
74				29	2N	27E	YELLOWSTONE
75				30	2N	27E	YELLOWSTONE
76				31	2N	27E	YELLOWSTONE
77				32	2N	27E	YELLOWSTONE
78				33	2N	27E	YELLOWSTONE
80			NW	6	2N	28E	YELLOWSTONE
81				15	3N	27E	YELLOWSTONE
82				19	3N	27E	YELLOWSTONE
83				20	3N	27E	YELLOWSTONE
84				22	3N	27E	YELLOWSTONE
85				23	3N	27E	YELLOWSTONE
86				26	3N	27E	YELLOWSTONE
87				27	3N	27E	YELLOWSTONE
88				28	3N	27E	YELLOWSTONE
89				29	3N	27E	YELLOWSTONE
90				30	3N	27E	YELLOWSTONE
91			E2	31	3N	27E	YELLOWSTONE
92				32	3N	27E	YELLOWSTONE
93				33	3N	27E	YELLOWSTONE
94				34	3N	27E	YELLOWSTONE
95				35	3N	27E	YELLOWSTONE
96				36	3N	27E	YELLOWSTONE

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
97				28	3N	28E	YELLOWSTONE
98				29	3N	28E	YELLOWSTONE
99				30	3N	28E	YELLOWSTONE
100				31	3N	28E	YELLOWSTONE
101				32	3N	28E	YELLOWSTONE
102				14	2S	24E	YELLOWSTONE
103				13	2S	24E	YELLOWSTONE
104				24	2N	26E	YELLOWSTONE
105				6	2N	27E	YELLOWSTONE
106			W2	7	2N	28E	YELLOWSTONE
107			W2	16	3N	27E	YELLOWSTONE
108			E2	21	3N	27E	YELLOWSTONE
109			SW	24	3N	27E	YELLOWSTONE
110				25	3N	27E	YELLOWSTONE
111			W2	25	3N	26E	YELLOWSTONE
112			NW	33	3N	28E	YELLOWSTONE

**Geocodes/Valid:** -- NO VALID GEOCODES --

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**Remarks:**

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE YELLOWSTONE RIVER FROM BRIDGER CREEK TO THE CLARKS FORK YELLOWSTONE DRAINAGE (BASIN 43QJ) AND USES IT IN THE YELLOWSTONE RIVER BETWEEN THE CLARKS FORK YELLOWSTONE AND BIGHORN RIVER DRAINAGE (BASIN 43Q.) ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

CLAIM FILED LATE 08/13/84 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.