

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: 76LJ 17984-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: WHITEFISH, CITY OF
PO BOX 158
WHITEFISH, MT 59937

Priority Date: JULY 28, 1929

Enforceable Priority Date: JULY 28, 1929

Type of Historical Right: FILED

Purpose (use): MUNICIPAL

Maximum Flow Rate: 4.00 CFS

Maximum Volume: 1,454.30 AC-FT

Source Name: UNNAMED TRIBUTARY OF HASKILL CREEK

Source Type: SURFACE WATER

ALSO KNOWN AS THIRD CREEK

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		SWNE	8	31N	21W	FLATHEAD

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: HEADGATE

Reservoir: OFF STREAM **Reservoir Name** CITY RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	S2N2	19	31N	21W	FLATHEAD

Diversion to Reservoir: DIVERSION # 1

Dam Height: 21.00 FEET

Depth: 18.22 FEET

Surface Area: 1.60 ACRES

Current Capacity: 11.70 ACRE-FEET

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			SWNW	5	30N	21W	FLATHEAD
2			NWSW	5	30N	21W	FLATHEAD
3		1	N2N2	6	30N	21W	FLATHEAD
4			N2NE	1	30N	22W	FLATHEAD
5			SWNE	1	30N	22W	FLATHEAD
6			NW	1	30N	22W	FLATHEAD
7			NWSE	1	30N	22W	FLATHEAD
8			E2NESW	1	30N	22W	FLATHEAD
9			NE	2	30N	22W	FLATHEAD
10			N2S2	19	31N	21W	FLATHEAD
11			SWSW	29	31N	21W	FLATHEAD
12			E2	30	31N	21W	FLATHEAD
13				31	31N	21W	FLATHEAD
14			S2N2NE	32	31N	21W	FLATHEAD
15			S2NE	32	31N	21W	FLATHEAD
16			NW	32	31N	21W	FLATHEAD
17			NWSE	32	31N	21W	FLATHEAD
18			N2SW	32	31N	21W	FLATHEAD
19			NE	23	31N	22W	FLATHEAD
20			NENW	23	31N	22W	FLATHEAD
21			S2NE	24	31N	22W	FLATHEAD
22			NW	24	31N	22W	FLATHEAD
23			NESE	24	31N	22W	FLATHEAD
24			E2SW	24	31N	22W	FLATHEAD
25			NWNE	25	31N	22W	FLATHEAD

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>
26			S2NE	25	31N	22W	FLATHEAD
27			NW	25	31N	22W	FLATHEAD
28			SE	25	31N	22W	FLATHEAD
29			SW	25	31N	22W	FLATHEAD
30			S2S2SE	26	31N	22W	FLATHEAD
31			E2NWSW	26	31N	22W	FLATHEAD
32			S2SW	26	31N	22W	FLATHEAD
33			NE	35	31N	22W	FLATHEAD
34			NW	35	31N	22W	FLATHEAD
35			SE	35	31N	22W	FLATHEAD
36			E2SW	35	31N	22W	FLATHEAD
37				36	31N	22W	FLATHEAD

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/27/2011: VOLUME, STORAGE AND PLACE OF USE.

THE PLACE OF USE AND VOLUME WERE AMENDED BY THE CLAIMANT ON 06/25/2012 PURSUANT TO SECTION 85-2-233(6), MCA.

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE ASSOCIATED. THEY SHARE THE SAME PLACE OF USE. 76LJ-17984-00 AND 76LJ-18165-00.

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. 17980-00, 17981-00, 17982-00, 17983-00, 17984-00.

THE CLAIMANT DID NOT IDENTIFY THE PERIOD OF DIVERSION FOR THIS RIGHT. A PERIOD OF DIVERSION HAS BEEN ADDED TO MATCH THE PERIOD OF USE. IF NO OBJECTIONS ARE RECEIVED TO THE PERIOD OF DIVERSION OR PERIOD OF USE, THOSE ELEMENTS WILL BE DECREED AS SHOWN ON THIS ABSTRACT AND THIS ISSUE REMARK WILL BE REMOVED FROM THIS CLAIM.