

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:** 42KJ 94423-00 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:**

COLSTRIP, CITY OF  
PO BOX 1902  
COLSTRIP, MT 59323-1902

PUGET SOUND POWER & LIGHT CO  
PO BOX 97034-COLSTRIP OPS PSE-9N  
BELLEVUE, WA 98009-9734

PACIFIC POWER & LIGHT CO  
1407 W NORTH TEMPLE #110  
C/O CLAUDIA CONDER  
SALT LAKE CITY, UT 84116

PORTLAND GENERAL ELECTRIC CO  
121 SW SALMON ST  
PORTLAND, OR 97204

AVISTA CORPORATION  
PO BOX 3727 MSC-1  
SPOKANE, WA 99220-3727

NORTHWESTERN CORPORATION  
% LANDS & PERMITTING DEPT  
40 E BROADWAY ST  
BUTTE, MT 59701-9350

TALEN MONTANA LLC  
303 N BROADWAY STE 400  
BILLINGS, MT 59101

**Priority Date:** DECEMBER 16, 1970

**Enforceable Priority Date:** DECEMBER 16, 1970

**Type of Historical Right:** FILED

**Purpose (use):**

MUNICIPAL  
INDUSTRIAL

THE USE OF THIS WATER RIGHT MAY BE ALTERNATED BETWEEN INDUSTRIAL AND MUNICIPAL PURPOSES IN ACCORD WITH HISTORIC PRACTICES. NO MORE THAN 2 CFS MAY BE USED FOR MUNICIPAL PURPOSES.

**Maximum Flow Rate:** 69.27 CFS

**Maximum Volume:** 50,151.00 AC-FT

**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		NENWNW	24	6N	39E	ROSEBUD

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

**Diversion Means:** PUMP

**Period of Use:** JANUARY 1 to DECEMBER 31

**Purpose (Use):** MUNICIPAL

**Period of Use:**

**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>
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**Purpose (Use):** INDUSTRIAL

**Period of Use:** JANUARY 1 to DECEMBER 31

**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>
1			N2	2	1N	41E	ROSEBUD
2			N2	3	1N	41E	ROSEBUD
3				5	1N	42E	ROSEBUD
4				6	1N	42E	ROSEBUD
5			N2	7	1N	42E	ROSEBUD
6			N2	8	1N	42E	ROSEBUD
7			SE	20	2N	41E	ROSEBUD
8			SW	21	2N	41E	ROSEBUD
9				27	2N	41E	ROSEBUD
10				28	2N	41E	ROSEBUD
11				29	2N	41E	ROSEBUD
12			N2	33	2N	41E	ROSEBUD
13				34	2N	41E	ROSEBUD
14			NE	35	2N	41E	ROSEBUD
15			NW	24	6N	39E	ROSEBUD

<u>Geocodes/Valid:</u>		
29-1049-02-1-01-01-0000 - Y		29-1049-03-1-01-01-0000 - Y
29-1049-03-2-01-01-0000 - Y		29-1049-03-2-01-01-1412 - Y
29-1050-05-1-01-01-0000 - Y		29-1050-06-1-01-01-0000 - Y
29-1050-06-3-03-01-1037 - Y		29-1050-07-1-01-01-0000 - Y
29-1050-07-1-03-01-0000 - Y		29-1050-08-1-01-01-1516 - Y
29-1050-08-2-02-01-0000 - Y		29-1151-20-1-01-01-0000 - Y
29-1151-21-3-01-01-0000 - Y		29-1151-27-1-01-01-0000 - Y
29-1151-27-2-01-01-0000 - Y		29-1151-27-2-02-02-0000 - Y
29-1151-27-3-11-01-0000 - Y		29-1151-27-4-03-06-0000 - Y
29-1151-28-1-01-01-1036 - Y		29-1151-28-2-01-01-0000 - Y
29-1151-29-1-01-01-0000 - Y		29-1151-29-3-01-01-1221 - Y
29-1151-33-3-02-01-1455 - Y		29-1151-34-1-08-01-0000 - Y
29-1151-34-2-01-01-1062 - Y		29-1151-34-4-01-01-0000 - Y
29-1151-35-1-01-01-0000 - Y		

**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 BETWEEN THE TONGUE AND POWDER RIVERS DRAINAGE (BASIN 42KJ) AND USES IT IN USES IT IN THE YELLOWSTONE RIVER BETWEEN THE BIGHORN AND TONGUE RIVERS DRAINAGE (BASIN 42KJ) AND THE ROSEBUD CREEK DRAINAGE (BASIN 42A). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.

PP&L MONTANA NOW OWNS 26.151% OF THIS WATER RIGHT.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/12/89.

NOTICE OF WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/22/99.

NOTICE OF WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/22/99.

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**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 7218 RECEIVED 11/21/2002.

OWNERSHIP UPDATE TYPE 608 # 24053 RECEIVED 08/22/2005.

OWNERSHIP UPDATE TYPE DOR # 137691 RECEIVED 06/02/2015.