

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:** 41O 113429-00 STATEMENT OF CLAIM  
**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:** TETON CO-OP RESERVOIR CO  
% VICKI BAKER  
PO BOX 792  
BYNUM, MT 59419

**Priority Date:** SEPTEMBER 25, 1909

**Enforceable Priority Date:** SEPTEMBER 25, 1909

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

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

**Maximum Volume:** 80,000.00 AC-FT

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 46,544.22

**Source Name:** MILLER 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		NWNESW	32	26N	6W	TETON

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

**Diversion Means:** DAM

**Reservoir:** ON STREAM **Reservoir Name** BYNUM RESERVOIR

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	NESW	32	26N	6W	TETON

**Diversion to Reservoir:** DIVERSION # 1

**Dam Height:** 72.00 FEET

**Depth:** 58.60 FEET

**Surface Area:** 3,080.00 ACRES

**Current Capacity:** 90,000.00 ACRE-FEET

THE DAM EXTENDS INTO THE N2NWSW SEC 32 TWP 26N RGE 06W TETON COUNTY.

THE DAM HEIGHT AND DEPTH HAVE BEEN ESTIMATED BY DNRC.

**Period of Use:** APRIL 20 to OCTOBER 14

**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	20.00	4	W2NWNW	2	25N	4W	TETON
2	20.00		W2SWNW	2	25N	4W	TETON
3	20.00		W2NWSW	2	25N	4W	TETON
4	320.00		N2	3	25N	4W	TETON
5	160.00		N2S2	3	25N	4W	TETON
6	632.40			4	25N	4W	TETON
7	37.86	1	NENE	5	25N	4W	TETON
8	37.80	2	NWNE	5	25N	4W	TETON
9	5.00	3	NENENW	5	25N	4W	TETON
10	23.00		S2SW	4	26N	1W	PONDERA
11	211.00		S2	5	26N	1W	PONDERA
12	42.00	1	NENE	6	26N	1W	PONDERA
13	40.00	2	NWNE	6	26N	1W	PONDERA
14	68.00		S2NE	6	26N	1W	PONDERA
15	112.06		SE	6	26N	1W	PONDERA
16	4.10	6	SWSW	6	26N	1W	PONDERA
17	238.00			7	26N	1W	PONDERA
18	427.00			8	26N	1W	PONDERA

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>
19	137.00		NW	9	26N	1W	PONDERA
20	12.00		W2SWNE	9	26N	1W	PONDERA
21	4.50		NWNWSE	9	26N	1W	PONDERA
22	30.00		W2SW	9	26N	1W	PONDERA
23	142.00		NE	19	26N	1W	PONDERA
24	25.00	1	NENW	19	26N	1W	PONDERA
25	0.92	2	SENE	19	26N	1W	PONDERA
26	21.00	3	NESW	19	26N	1W	PONDERA
27	20.00	4	SESW	19	26N	1W	PONDERA
28	146.00		S2N2	1	26N	2W	PONDERA
29	43.00	1	NENE	1	26N	2W	PONDERA
30	41.00	2	NWNE	1	26N	2W	PONDERA
31	40.00	3	NENW	1	26N	2W	PONDERA
32	40.00	4	NWNW	1	26N	2W	PONDERA
33	73.00		SE	1	26N	2W	PONDERA
34	158.00		SW	1	26N	2W	PONDERA
35	144.00		S2N2	2	26N	2W	PONDERA
36	42.00	1	NENE	2	26N	2W	PONDERA
37	41.00	2	NWNE	2	26N	2W	PONDERA
38	40.00	3	NENW	2	26N	2W	PONDERA
39	38.00	4	NWNW	2	26N	2W	PONDERA
40	297.00		S2	2	26N	2W	PONDERA
41	30.00	1	NENE	3	26N	2W	PONDERA
42	33.00	2	NWNE	3	26N	2W	PONDERA
43	13.00		SENE	3	26N	2W	PONDERA
44	2.50	3	SWNENW	3	26N	2W	PONDERA
45	31.00	4	NWNW	3	26N	2W	PONDERA
46	54.00		S2NW	3	26N	2W	PONDERA
47	36.00		NESE	3	26N	2W	PONDERA
48	10.00		NWSE	3	26N	2W	PONDERA
49	64.00		S2SE	3	26N	2W	PONDERA
50	44.00		N2SW	3	26N	2W	PONDERA
51	73.00		S2SW	3	26N	2W	PONDERA
52	158.00		S2N2	4	26N	2W	PONDERA
53	28.00	2	NWNE	4	26N	2W	PONDERA
54	42.00	3	NENW	4	26N	2W	PONDERA
55	39.00	4	NWNW	4	26N	2W	PONDERA
56	305.00		S2	4	26N	2W	PONDERA
57	38.00	1	NENE	5	26N	2W	PONDERA
58	38.00	2	NWNE	5	26N	2W	PONDERA
59	72.00		S2NE	5	26N	2W	PONDERA
60	26.00		NESE	5	26N	2W	PONDERA
61	12.00	1	NENE	6	26N	2W	PONDERA
62	20.00	2	NWNE	6	26N	2W	PONDERA
63	33.00		S2NE	6	26N	2W	PONDERA
64	21.00	3	NENW	6	26N	2W	PONDERA
65	63.00		SE	6	26N	2W	PONDERA
66	20.00		SESE	7	26N	2W	PONDERA
67	163.00		NE	9	26N	2W	PONDERA
68	15.00		NWNW	9	26N	2W	PONDERA
69	55.00		E2NW	9	26N	2W	PONDERA
70	75.00		N2SE	9	26N	2W	PONDERA
71	3.00		NENESW	9	26N	2W	PONDERA
72	600.00			10	26N	2W	PONDERA
73	542.00			11	26N	2W	PONDERA
74	620.00			12	26N	2W	PONDERA
75	15.00		SWSE	13	26N	2W	PONDERA
76	124.00		SW	13	26N	2W	PONDERA
77	145.00		N2N2	14	26N	2W	PONDERA
78	33.00		N2NE	15	26N	2W	PONDERA
79	31.00		NWNE	17	26N	2W	PONDERA
80	60.00		N2NW	17	26N	2W	PONDERA
81	92.00		S2	17	26N	2W	PONDERA
82	36.00		SWNE	18	26N	2W	PONDERA
83	94.27		SE	18	26N	2W	PONDERA
84	3.00	3	S2NWSW	18	26N	2W	PONDERA
85	34.00		SESW	18	26N	2W	PONDERA
86	36.00	4	SWSW	18	26N	2W	PONDERA

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>
87	326.00		E2	19	26N	2W	PONDERA
88	78.00		E2NW	19	26N	2W	PONDERA
89	33.00	1	NWNW	19	26N	2W	PONDERA
90	23.00	2	SWNW	19	26N	2W	PONDERA
91	280.00		W2	20	26N	2W	PONDERA
92	176.00		E2	24	26N	2W	PONDERA
93	98.00		NW	24	26N	2W	PONDERA
94	63.00		E2SE	13	26N	3W	PONDERA
95	20.00		NW	15	26N	3W	PONDERA
96	63.00		S2	15	26N	3W	PONDERA
97	62.00			16	26N	3W	PONDERA
98	124.00		N2	21	26N	3W	PONDERA
99	23.00		N2SW	21	26N	3W	PONDERA
100	16.00		SWNE	22	26N	3W	PONDERA
101	39.00		NW	22	26N	3W	PONDERA
102	23.00		N2SE	22	26N	3W	TETON
103	4.00		NENESW	22	26N	3W	TETON
104	152.00		SE	24	26N	3W	PONDERA
105	145.00		S2	31	27N	1W	PONDERA
106	128.00		SW	32	27N	1W	PONDERA
107	298.00		S2	14	27N	2W	PONDERA
108	18.00		SESE	21	27N	2W	PONDERA
109	255.00		E2	22	27N	2W	PONDERA
110	80.00		S2SE	6	26N	4W	TETON
111	39.06	6	NWSW	6	26N	4W	TETON
112	40.00		SESW	6	26N	4W	TETON
113	39.54	7	SWSW	6	26N	4W	TETON
114	639.59			7	26N	4W	TETON
115	640.00			8	26N	4W	TETON
116	80.00		W2SE	9	26N	4W	TETON
117	160.00		SW	9	26N	4W	TETON
118	320.00		N2	16	26N	4W	TETON
119	80.00		N2SW	16	26N	4W	TETON
120	640.00			17	26N	4W	TETON
121	639.59			18	26N	4W	TETON
122	160.00		S2N2	32	26N	4W	TETON
123	320.00		S2	32	26N	4W	TETON
124	80.00		N2SE	33	26N	4W	TETON
125	320.00		N2	34	26N	4W	TETON
126	160.00		SW	34	26N	4W	TETON
127	640.72			1	26N	5W	TETON
128	640.80			2	26N	5W	TETON
129	160.00		S2N2	3	26N	5W	TETON
130	320.00		S2	3	26N	5W	TETON
131	160.00		S2N2	4	26N	5W	TETON
132	39.44	2	NWNE	4	26N	5W	TETON
133	39.06	3	NENW	4	26N	5W	TETON
134	38.69	4	NWNW	4	26N	5W	TETON
135	320.00		S2	4	26N	5W	TETON
136	39.53	1	NENE	5	26N	5W	TETON
137	39.91	2	NWNE	5	26N	5W	TETON
138	80.00		S2NE	5	26N	5W	TETON
139	40.28	3	NENW	5	26N	5W	TETON
140	160.00		SE	5	26N	5W	TETON
141	40.00		SESW	5	26N	5W	TETON
142	40.00		SWSE	6	26N	5W	TETON
143	40.00		SESW	6	26N	5W	TETON
144	41.03	7	SWSW	6	26N	5W	TETON
145	645.68			7	26N	5W	TETON
146	640.00			8	26N	5W	TETON
147	40.00		SWNE	9	26N	5W	TETON
148	40.00		NENW	9	26N	5W	TETON
149	80.00		W2NW	9	26N	5W	TETON
150	320.00		S2	9	26N	5W	TETON
151	640.00			10	26N	5W	TETON
152	640.00			11	26N	5W	TETON
153	640.00			12	26N	5W	TETON
154	640.00			13	26N	5W	TETON

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>
155	320.00		S2	14	26N	5W	TETON
156	640.00			15	26N	5W	TETON
157	640.00			16	26N	5W	TETON
158	640.00			17	26N	5W	TETON
159	80.00		N2NE	18	26N	5W	TETON
160	163.15		NW	18	26N	5W	TETON
161	322.93		S2	18	26N	5W	TETON
162	640.07			19	26N	5W	TETON
163	640.00			20	26N	5W	TETON
164	640.00			21	26N	5W	TETON
165	640.00			22	26N	5W	TETON
166	640.00			23	26N	5W	TETON
167	160.00		W2E2	24	26N	5W	TETON
168	40.00		NENE	24	26N	5W	TETON
169	40.00		SESE	24	26N	5W	TETON
170	320.00		W2	24	26N	5W	TETON
171	320.00		N2	25	26N	5W	TETON
172	15.00		NESE	25	26N	5W	TETON
173	640.00			26	26N	5W	TETON
174	320.00		E2	27	26N	5W	TETON
175	80.00		N2NW	27	26N	5W	TETON
176	40.00		SWNW	27	26N	5W	TETON
177	640.00			28	26N	5W	TETON
178	640.00			29	26N	5W	TETON
179	640.00			30	26N	5W	TETON
180	160.00		E2E2	31	26N	5W	TETON
181	80.00		W2NE	31	26N	5W	TETON
182	158.41		NW	31	26N	5W	TETON
183	40.00		NWSE	31	26N	5W	TETON
184	40.00		NESW	31	26N	5W	TETON
185	38.10	3	NWSW	31	26N	5W	TETON
186	320.00		W2	32	26N	5W	TETON
187	320.00		N2	33	26N	5W	TETON
188	40.00		SWNE	1	26N	6W	TETON
189	41.15	4	NWNW	1	26N	6W	TETON
190	80.00		S2NW	1	26N	6W	TETON
191	160.00		N2S2	1	26N	6W	TETON
192	80.00		S2SE	1	26N	6W	TETON
193	40.00		SESW	1	26N	6W	TETON
194	320.00		N2	2	26N	6W	TETON
195	40.00		SESW	2	26N	6W	TETON
196	80.00		W2SW	2	26N	6W	TETON
197	41.08	1	NENE	3	26N	6W	TETON
198	40.00		SENE	3	26N	6W	TETON
199	40.00		NESE	3	26N	6W	TETON
200	80.00		S2SE	3	26N	6W	TETON
201	40.00		SESE	9	26N	6W	TETON
202	160.00		NE	10	26N	6W	TETON
203	320.00		S2	10	26N	6W	TETON
204	40.00		SENE	11	26N	6W	TETON
205	160.00		SE	11	26N	6W	TETON
206	320.00		W2	11	26N	6W	TETON
207	160.00		S2N2	12	26N	6W	TETON
208	80.00		N2NE	12	26N	6W	TETON
209	40.00		NENW	12	26N	6W	TETON
210	320.00		S2	12	26N	6W	TETON
211	640.00			13	26N	6W	TETON
212	160.00		S2N2	14	26N	6W	TETON
213	80.00		N2NE	14	26N	6W	TETON
214	320.00		S2	14	26N	6W	TETON
215	640.00			15	26N	6W	TETON
216	80.00		E2NE	16	26N	6W	TETON
217	160.00		SE	16	26N	6W	TETON
218	80.00		S2SE	17	26N	6W	TETON
219	160.00		NE	20	26N	6W	TETON
220	80.00		E2SE	20	26N	6W	TETON
221	160.00		NE	21	26N	6W	TETON
222	80.00		S2NW	21	26N	6W	TETON

**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>
223	320.00		S2	21	26N	6W	TETON
224	640.00			22	26N	6W	TETON
225	640.00			23	26N	6W	TETON
226	640.00			24	26N	6W	TETON
227	320.00		N2	25	26N	6W	TETON
228	160.00		N2S2	25	26N	6W	TETON
229	80.00		S2SE	25	26N	6W	TETON
230	80.00		N2NE	26	26N	6W	TETON
231	40.00		SENE	26	26N	6W	TETON
232	160.00		E2E2	28	26N	6W	TETON
233	40.00		NWNE	28	26N	6W	TETON
234	80.00		W2SW	28	26N	6W	TETON
235	160.00		NE	36	26N	6W	TETON
236	20.00		SENE	36	26N	6W	TETON
237	140.00		SE	36	26N	6W	TETON
238	40.00		NESW	36	26N	6W	TETON
239	10.00		NWSESW	36	26N	6W	TETON
240	80.00		W2SW	36	26N	6W	TETON
241	119.00		NW	22	27N	2W	PONDERA
242	65.00		SW	22	27N	2W	PONDERA
243	436.00			23	27N	2W	PONDERA
244	100.00		NW	25	27N	2W	PONDERA
245	460.00			26	27N	2W	PONDERA
246	594.00			27	27N	2W	PONDERA
247	462.00			28	27N	2W	PONDERA
248	76.00		NW	29	27N	2W	PONDERA
249	12.00		S2NE	30	27N	2W	PONDERA
250	5.00		SESENE	30	27N	2W	PONDERA
251	100.00		SE	30	27N	2W	PONDERA
252	15.00		NE	31	27N	2W	PONDERA
253	589.00			32	27N	2W	PONDERA
254	576.00			33	27N	2W	PONDERA
255	551.00			34	27N	2W	PONDERA
256	31.00		NW	35	27N	2W	PONDERA
257	85.00		W2SE	35	27N	2W	PONDERA
258	73.00		S2SW	35	27N	2W	PONDERA
<b>Total:</b>	<b>46,544.22</b>						

THE TETON COOP RESERVOIR CO SUPPLIES WATER TO THE BYNUM IRRIGATION DISTRICT, BRADY IRRIGATION CO AND SEVERAL PRIVATE SHARE HOLDERS.

THIS CLAIM IS LIMITED TO ANNUAL IRRIGATION ON 30,600 ACRES WITHIN THE 46,544.22 ACRE PLACE OF USE.

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

**Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/04/2004: PERIOD OF USE, SOURCE, POINT OF DIVERSION.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 07/15/2004: MAXIMUM ACRES, PLACE OF USE.

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

THIS APPROPRIATION OF WATER TAKES WATER FROM THE TETON RIVER DRAINAGE (BASIN 41O) AND USES IT IN THE TETON RIVER DRAINAGE (BASIN 41O) AND THE MARIAS RIVER DRAINAGE (BASIN 41P). ANY OBJECTION TO THIS RIGHT MAY BE FILED DURING THE OBJECTION PERIODS FOR EITHER THE POINT OF DIVERSION OR PLACE OF USE BASIN.