

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:** 41S 30064862 COMPACT  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE  
**Owners:** USA (DEPT OF INTERIOR BUREAU OF LAND MGMT)  
5001 SOUTHGATE DR  
BILLINGS, MT 59101-4669  
**Priority Date:** JANUARY 17, 2001  
**Enforceable Priority Date:** JUNE 1, 2012  
**Type of Historical Right:** RESERVED  
**Purpose (use):** INSTREAM FLOW  
**Maximum Flow Rate:** 160.00 CFS  
**Maximum Volume:**  
**Source Name:** JUDITH RIVER  
**Source Type:** SURFACE WATER

**Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			2	21N	16E	FERGUS
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> INSTREAM						
<b>Diversion Type:</b> PRIMARY						
2			3	22N	16E	FERGUS
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> INSTREAM						
<b>Diversion Type:</b> PRIMARY						
3			10	22N	16E	FERGUS
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> INSTREAM						
<b>Diversion Type:</b> PRIMARY						
4			15	22N	16E	FERGUS
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> INSTREAM						
<b>Diversion Type:</b> PRIMARY						
5			22	22N	16E	FERGUS
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> INSTREAM						
<b>Diversion Type:</b> PRIMARY						
6			27	22N	16E	FERGUS
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> INSTREAM						
<b>Diversion Type:</b> PRIMARY						
7			34	22N	16E	FERGUS
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> INSTREAM						
<b>Diversion Type:</b> PRIMARY						
8			35	22N	16E	FERGUS
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> INSTREAM						
<b>Diversion Type:</b> PRIMARY						

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
9			26	23N	16E	FERGUS
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> INSTREAM						
<b>Diversion Type:</b> PRIMARY						
10			27	23N	16E	FERGUS
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> INSTREAM						
<b>Diversion Type:</b> PRIMARY						
11			34	23N	16E	FERGUS
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> INSTREAM						
<b>Diversion Type:</b> PRIMARY						
12			35	23N	16E	FERGUS
<b>Period of Diversion:</b> JANUARY 1 TO DECEMBER 31						
<b>Diversion Means:</b> INSTREAM						
<b>Diversion Type:</b> PRIMARY						

**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				2	21N	16E	FERGUS
2				3	22N	16E	FERGUS
3				10	22N	16E	FERGUS
4				15	22N	16E	FERGUS
5				22	22N	16E	FERGUS
6				27	22N	16E	FERGUS
7				34	22N	16E	FERGUS
8				35	22N	16E	FERGUS
9				26	23N	16E	FERGUS
10				27	23N	16E	FERGUS
11				34	23N	16E	FERGUS
12				35	23N	16E	FERGUS

**Remarks:**

THIS IS A NONCONSUMPTIVE INSTREAM FLOW WATER RIGHT; THE PURPOSE AND INSTREAM PLACE OF USE CANNOT BE CHANGED.

THIS WATER RIGHT HAS NO ARTIFICIAL MEANS OF DIVERSION OR CONTROL OF WATER THAT CAN BE USED TO CONTROL, MANIPULATE OR OTHERWISE AFFECT THE QUANTITY OF WATER AVAILABLE TO SATISFY THIS RIGHT.

THIS RIGHT IS A RESERVED WATER RIGHT WHICH IS SUBJECT TO THE COMPACT BETWEEN THE UNITED STATES OF AMERICA, BUREAU OF LAND MANAGEMENT FOR THE UPPER MISSOURI RIVER BREAKS NATIONAL MONUMENT AND THE STATE OF MONTANA, CODIFIED AT MONT. CODE ANN. §85-20-1801 (2013). THIS RIGHT CANNOT BE CHANGED TO ANY OTHER USE.