

# 2021 Commissioner Report Tenmile Creek Enforcement Area

## COMMISSIONER REPORT

|                        |                            |                          |                     |
|------------------------|----------------------------|--------------------------|---------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i>      | <i>Legal Description</i> | <i>Source</i>       |
| <b>BC 001</b>          | <b>BEAVER CREEK INTAKE</b> |                          | <b>BEAVER CREEK</b> |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i>    | <i>Water Right #</i>  | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i>   | <i>Comments</i>                |
|--------------------------------------|-----------------|-----------------------|-------------|------------|--------------|-------------------|--------------|------------------|--------------|--------------------------------|
| <b>18641105</b>                      | HELENA, CITY OF | <b>41I W 89074 00</b> | DECR        | MC         |              | 5*                | HG           | 01 01 12 31      | <b>5.63</b>  | See Commissioner Remark Index. |
| <b>18650210</b>                      | HELENA, CITY OF | <b>41I W 89075 00</b> | DECR        | MC         |              | 5*                | HG           | 01 01 12 31      | <b>8.12</b>  |                                |
| <i>Cfs Total For Diversion</i>       |                 |                       |             |            |              |                   |              |                  | <b>13.75</b> |                                |

## COMMISSIONER REPORT

|                        |                               |                          |                        |
|------------------------|-------------------------------|--------------------------|------------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i>         | <i>Legal Description</i> | <i>Source</i>          |
| <b>MHC 001</b>         | <b>MINNEHAHA CREEK INTAKE</b> |                          | <b>MINNEHAHA CREEK</b> |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i>    | <i>Water Right #</i>  | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i>   | <i>Comments</i>                |
|--------------------------------------|-----------------|-----------------------|-------------|------------|--------------|-------------------|--------------|------------------|--------------|--------------------------------|
| <b>18641105</b>                      | HELENA, CITY OF | <b>41I W 89074 00</b> | DECR        | MC         |              | 4*                | HG           | 01 01 12 31      | <b>5.63</b>  | See Commissioner Remark Index. |
| <b>18650210</b>                      | HELENA, CITY OF | <b>41I W 89075 00</b> | DECR        | MC         |              | 4*                | HG           | 01 01 12 31      | <b>8.12</b>  |                                |
| <i>Cfs Total For Diversion</i>       |                 |                       |             |            |              |                   |              |                  | <b>13.75</b> |                                |

## COMMISSIONER REPORT

|                        |                           |                          |                    |
|------------------------|---------------------------|--------------------------|--------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i>     | <i>Legal Description</i> | <i>Source</i>      |
| <b>MSC 001</b>         | <b>MOOSE CREEK INTAKE</b> |                          | <b>MOOSE CREEK</b> |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i>    | <i>Water Right #</i>  | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i>   | <i>Comments</i>                |
|--------------------------------------|-----------------|-----------------------|-------------|------------|--------------|-------------------|--------------|------------------|--------------|--------------------------------|
| <b>18641105</b>                      | HELENA, CITY OF | <b>41I W 89074 00</b> | DECR        | MC         |              | 3*                | HG           | 01 01 12 31      | <b>5.63</b>  | See Commissioner Remark Index. |
| <b>18650210</b>                      | HELENA, CITY OF | <b>41I W 89075 00</b> | DECR        | MC         |              | 3*                | HG           | 01 01 12 31      | <b>8.12</b>  |                                |
| <i>Cfs Total For Diversion</i>       |                 |                       |             |            |              |                   |              |                  | <b>13.75</b> |                                |

# COMMISSIONER REPORT

*Enforcement No. Diversion Name*

*Legal Description*

*Source*

**TC 001IN**

SWNESE 22 10N4W

**TENMILE CREEK**

*Enforceable  
Priority Date*

*Owner*

*Water Right #*

*Type*

*Use Acres*

*Pod  
ID*

*Means*

*From - To*

*Cfs*

*Comments*

**18650329**

CENTENNIAL LIVESTOCK INC

41I W 132502 00

DECR

FS

3\*

IN

04 15 11 04

**3**

PLACE OF USE AND POINT OF DIVERSION FOR THE FISHERY INSTREAM FLOW IS DESCRIBED AS: TENMILE CREEK, TRIBUTARY TO PRICKLEY PEAR CREEK, AS IT TRAVERSES THROUGH THE S1/2 OF SECTION 22, TWP 10N, RGE 04W, LEWIS AND CLARK COUNTY, FROM THE HISTORIC SCHATZ DITCH HEADGATE TO THE WILLIAMS STREET BRIDGE.

**18650501**

CENTENNIAL LIVESTOCK INC

41I W 132504 00

DECR

FS

3\*

IN

04 01 09 15

**1.42**

PLACE OF USE AND POINT OF DIVERSION FOR THE FISHERY INSTREAM FLOW IS DESCRIBED AS: TENMILE CREEK, TRIBUTARY TO PRICKLEY PEAR CREEK, AS IT TRAVERSES THROUGH THE S1/2 OF SECTION 22, TWP 10N, RGE 04W, LEWIS AND CLARK COUNTY, FROM THE HISTORIC SCHATZ DITCH HEADGATE TO THE WILLIAMS STREET BRIDGE.

**18670430**

CENTENNIAL LIVESTOCK INC

41I W 132505 00

DECR

FS

3\*

IN

04 01 09 15

**2.1**

PLACE OF USE AND POINT OF DIVERSION FOR THE FISHERY INSTREAM FLOW IS DESCRIBED AS: TENMILE CREEK, TRIBUTARY TO PRICKLEY PEAR CREEK, AS IT TRAVERSES THROUGH THE S1/2 OF SECTION 22, TWP 10N, RGE 04W, LEWIS AND CLARK COUNTY, FROM THE HISTORIC SCHATZ DITCH HEADGATE TO THE WILLIAMS STREET BRIDGE.

**Monday, April 19, 2021**

\* Indicates multiple Points of Diversion

Bold Water Right # indicates all objections and issue remarks have been resolved

# COMMISSIONER REPORT

*Enforcement No. Diversion Name*

*Legal Description*

*Source*

**TC 001IN**

SWNESE 22 10N4W

**TENMILE CREEK**

*Enforceable  
Priority Date*

*Owner*

*Water Right #*

*Type*

*Use Acres*

*Pod  
ID*

*Means*

*From - To*

*Cfs*

*Comments*

**18670531**

CENTENNIAL LIVESTOCK INC

41I W 132506 00

DECR

FS

3\*

IN

04 15 11 04

**2**

PLACE OF USE AND POINT OF DIVERSION FOR THE FISHERY INSTREAM FLOW IS DESCRIBED AS: TENMILE CREEK, TRIBUTARY TO PRICKLEY PEAR CREEK, AS IT TRAVERSES THROUGH THE S1/2 OF SECTION 22, TWP 10N, RGE 04W, LEWIS AND CLARK COUNTY, FROM THE HISTORIC SCHATZ DITCH HEADGATE TO THE WILLIAMS STREET BRIDGE.

**18960531**

CENTENNIAL LIVESTOCK INC

41I W 132503 00

DECR

FS

3\*

IN

04 01 09 15

**2.63**

PLACE OF USE AND POINT OF DIVERSION FOR THE FISHERY INSTREAM FLOW IS DESCRIBED AS: TENMILE CREEK, TRIBUTARY TO PRICKLEY PEAR CREEK, AS IT TRAVERSES THROUGH THE S1/2 OF SECTION 22, TWP 10N, RGE 04W, LEWIS AND CLARK COUNTY, FROM THE HISTORIC SCHATZ DITCH HEADGATE TO THE WILLIAMS STREET BRIDGE.

*Cfs Total For Diversion*      **11.15**

## COMMISSIONER REPORT

*Enforcement No. Diversion Name*

**TC 002IN**

*Legal Description*

22 10N4W

*Source*

**TENMILE CREEK**

*Enforceable  
Priority Date*

**19850701**

*Owner*

MONTANA, STATE OF DEPT OF FISH  
WILDLIFE & PARKS

*Water Right #*

41I M 30017596

*Type*

*Use Acres*

FS

*Pod  
ID*

25\*

*Means*

IN

*From - To*

*Cfs*

12

*Comments*

*Cfs Total For Diversion*

12

## COMMISSIONER REPORT

|                        |                                  |                          |               |
|------------------------|----------------------------------|--------------------------|---------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i>            | <i>Legal Description</i> | <i>Source</i> |
| TC 003                 | MILLER-VAN HORN-SCHMIDT<br>DITCH | SWNESE 22 10N4W          | TENMILE CREEK |

| <i>Enforceable<br/>Priority Date</i>  | <i>Owner</i>                 | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i>  |
|---------------------------------------|------------------------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|--|
| <b>18650401</b>                       | CARY, VICKIE JO              | 41I W 25218 00       | DECR        | IR         | 5            | 1                 | HG           | 05 15 09 24      | .75        | UNDIVIDED 23/100 INTEREST IN A SINGLE WATER RIGHT TO .75 CFS. See Commissioner Remark Index. |
|                                       | SPRING MEADOWS RESOURCES INC | 41I W 25219 00       | DECR        | IR         | 10           | 1                 | HG           | 05 01 10 24      | .75        | See Commissioner Remark Index.   |
|                                       | HURNI, DONALD C              | 41I W 28007 00       | DECR        | IR         | 5            | 1                 | HG           | 05 15 09 24      | .75        | See Commissioner Remark Index.   |
|                                       | HURNI, WILMA K               |                      |             |            |              |                   |              |                  |            |  |
|                                       | ROOPE, BEVERLY C             |                      |             |            |              |                   |              |                  |            |  |
|                                       | ROOPE, KENNETH C             |                      |             |            |              |                   |              |                  |            |  |
| <b>18660615</b>                       | CARY, VICKIE JO              | 41I W 25217 00       | DECR        | IR         | 5            | 1                 | HG           | 05 15 09 24      | .75        | UNDIVIDED 23/100 INTEREST IN A SINGLE WATER RIGHT TO .75 CFS. See Commissioner Remark Index. |
|                                       | SPRING MEADOWS RESOURCES INC | 41I W 25220 00       | DECR        | IR         | 10           | 1                 | HG           | 05 01 10 24      | .75        | See Commissioner Remark Index.   |
|                                       | HURNI, DONALD C              | 41I W 28008 00       | DECR        | IR         | 5            | 1                 | HG           | 05 15 09 24      | .75        | Undivided 29/100 interest in single right to 0.75 CFS. See Commissioner Remark Index.        |
|                                       | HURNI, WILMA K               |                      |             |            |              |                   |              |                  |            |  |
|                                       | ROOPE, BEVERLY C             |                      |             |            |              |                   |              |                  |            |  |
|                                       | ROOPE, KENNETH C             |                      |             |            |              |                   |              |                  |            |  |
| <b><i>Cfs Total For Diversion</i></b> |                              |                      |             |            |              |                   |              |                  | <b>4.5</b> |  |

## COMMISSIONER REPORT

*Enforcement No. Diversion Name*

**TC 004P**

*Legal Description*

NWSWSW 28 10N4W

*Source*

**TENMILE CREEK**

*Enforceable*

*Priority Date*

*Owner*

*Water Right #*

*Type*

*Use Acres*

*Pod*

*ID*

*Means*

*From - To*

*Cfs*

*Comments*

**18690501**

GUEDES, SANDRA

41I W 133663 00

DECR

IR 40.3

3\*

PM

05 01 10 04

**1.68**

POOLE, ANDREW J

STEFFENS, JOSEPH P

STEFFENS, REGINA B

*Cfs Total For Diversion*

**1.68**



# COMMISSIONER REPORT

*Enforcement No. Diversion Name*

**TC 005P**

*Legal Description*

NESESE 29 10N4W

*Source*

**TENMILE CREEK**

*Enforceable  
Priority Date*

**18690501**

*Owner*

GUEDES, SANDRA  
POOLE, ANDREW J  
STEFFENS, JOSEPH P  
STEFFENS, REGINA B

*Water Right #*

41I W 133663 00

*Type*

DECR

*Use Acres*

IR 40.3

*Pod  
ID*

2\*

*Means*

PM

*From - To*

05 01 10 04

*Cfs*

**1.68**

*Comments*

*Cfs Total For Diversion*

**1.68**

## COMMISSIONER REPORT

*Enforcement No. Diversion Name*

**TC 006P**

*Legal Description*

SESWSE 29 10N4W

*Source*

**TENMILE CREEK**

*Enforceable  
Priority Date*

**18690501**

*Owner*

GUEDES, SANDRA

POOLE, ANDREW J

STEFFENS, JOSEPH P

STEFFENS, REGINA B

*Water Right #*

41I W 133663 00

*Type*

DECR

*Use Acres*

IR 40.3

*Pod  
ID*

1\*

*Means*

PM

*From - To*

05 01 10 04

*Cfs*

**1.68**

*Comments*

*Cfs Total For Diversion*

**1.68**

## COMMISSIONER REPORT

*Enforcement No. Diversion Name*

**TC 007P**

*Legal Description*

SESENE 31 10N4W

*Source*

**TENMILE CREEK**

*Enforceable*

*Priority Date*

*Owner*

*Water Right #*

*Type*

*Use Acres*

*Pod*

*ID*

*Means*

*From - To*

*Cfs*

*Comments*

**18660406**

GRUNENFELDER FAMILY PARTNERSHIP  
LLP

41I W 17071 00

DECR

IR 35

1

PM

04 15 08 31

**1.25**

*Cfs Total For Diversion*

**1.25**

## COMMISSIONER REPORT

|                        |                              |                          |    |       |                      |
|------------------------|------------------------------|--------------------------|----|-------|----------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i>        | <i>Legal Description</i> |    |       | <i>Source</i>        |
| <b>TC 008</b>          | <b>BAXENDALE DRIVE DITCH</b> | SWSESE                   | 36 | 10N5W | <b>TENMILE CREEK</b> |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i>                | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|-----------------|
| <b>18650501</b>                      | HELLER LAND & CATTLE CO LLC | 41I W 90169 00       | DECR        | IR         | 113          | 2*                | HG           | 04 15 10 19      | 1          |                 |
| <b>18690430</b>                      | HELLER LAND & CATTLE CO LLC | 41I W 90170 00       | DECR        | IR         | 113          | 2*                | HG           | 04 15 10 19      | 1          |                 |
| <b>18880601</b>                      | HELLER LAND & CATTLE CO LLC | 41I W 90168 00       | DECR        | IR         | 113          | 2*                | HG           | 04 15 10 19      | 2          |                 |
| <i>Cfs Total For Diversion</i>       |                             |                      |             |            |              |                   |              |                  | <b>4</b>   |                 |

## COMMISSIONER REPORT

*Enforcement No. Diversion Name*

*Legal Description*

*Source*

**TC 009P**

SWSESE 36 10N5W

**TENMILE CREEK**

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i>                | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|-----------------|
| <b>18650501</b>                      | HELLER LAND & CATTLE CO LLC | 41I W 90169 00       | DECR        | IR         | 113          | 3*                | PM           | 04 15 10 19      | 1          |                 |
| <b>18690430</b>                      | HELLER LAND & CATTLE CO LLC | 41I W 90170 00       | DECR        | IR         | 113          | 3*                | PM           | 04 15 10 19      | 1          |                 |
| <b>18880601</b>                      | HELLER LAND & CATTLE CO LLC | 41I W 90168 00       | DECR        | IR         | 113          | 3*                | PM           | 04 15 10 19      | 2          |                 |
| <i>Cfs Total For Diversion</i>       |                             |                      |             |            |              |                   |              |                  | <b>4</b>   |                 |

## COMMISSIONER REPORT

|                        |                       |                          |                      |
|------------------------|-----------------------|--------------------------|----------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i>        |
| <b>TC 010</b>          | <b>HWY12 DITCH</b>    | SWSWSE 36 10N5W          | <b>TENMILE CREEK</b> |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i>                | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|-----------------|
| <b>18650501</b>                      | HELLER LAND & CATTLE CO LLC | 41I W 90169 00       | DECR        | IR         | 113          | 1*                | HG           | 04 15 10 19      | 1          |                 |
| <b>18690430</b>                      | HELLER LAND & CATTLE CO LLC | 41I W 90170 00       | DECR        | IR         | 113          | 1*                | HG           | 04 15 10 19      | 1          |                 |
| <b>18880601</b>                      | HELLER LAND & CATTLE CO LLC | 41I W 90168 00       | DECR        | IR         | 113          | 1*                | HG           | 04 15 10 19      | 2          |                 |
| <i>Cfs Total For Diversion</i>       |                             |                      |             |            |              |                   |              |                  | <b>4</b>   |                 |

## COMMISSIONER REPORT

|                        |                       |                          |               |
|------------------------|-----------------------|--------------------------|---------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| TC 011                 | MATTICE DITCH         | SESESW 36 10N5W          | TENMILE CREEK |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i>  |
|--------------------------------------|--------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|--|
| <b>18650701</b>                      | RV RANCH CO  | 41I W 89411 00       | USE         | ST         |              | 1                 | HG           | 04 01 10 31      |            | Rights 41I 89411-00 and 41I 89417-00 are multiple use. |

*Cfs Total For Diversion*

## COMMISSIONER REPORT

|                        |                        |                          |                      |
|------------------------|------------------------|--------------------------|----------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i>  | <i>Legal Description</i> | <i>Source</i>        |
| <b>TC 012</b>          | <b>MATTICE DITCH#1</b> | NWSWSE 35 10N5W          | <b>TENMILE CREEK</b> |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i>           | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i>  | <i>Comments</i> |
|--------------------------------------|------------------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|-------------|-----------------|
| <b>18690601</b>                      | FIEHRER PROPERTIES INC | 41I W 132419 00      | DECR        | IR         | 105          | 1                 | HG           | 04 01 09 04      | <b>2.02</b> |                 |
|                                      | BALLOU, MONTE D        | 41I W 132420 00      | DECR        | IR         | 15           | 1                 | HG           | 04 01 09 04      | <b>.16</b>  |                 |
|                                      | BROOKE, MARGO          |                      |             |            |              |                   |              |                  |             |                 |
| <b>18710401</b>                      | BALLOU, MONTE D        | 41I W 132421 00      | DECR        | IR         | 15           | 1                 | HG           | 04 01 09 04      | <b>.27</b>  |                 |
|                                      | BROOKE, MARGO          |                      |             |            |              |                   |              |                  |             |                 |
|                                      | FIEHRER PROPERTIES INC | 41I W 132422 00      | DECR        | IR         | 105          | 1                 | HG           | 04 01 09 04      | <b>3.48</b> |                 |
| <i>Cfs Total For Diversion</i>       |                        |                      |             |            |              |                   |              |                  | <b>5.93</b> |                 |



## COMMISSIONER REPORT

|                        |                        |                          |                      |
|------------------------|------------------------|--------------------------|----------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i>  | <i>Legal Description</i> | <i>Source</i>        |
| <b>TC 013</b>          | <b>O'CONNELL DITCH</b> | SWNESE 34 10N5W          | <b>TENMILE CREEK</b> |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i>  | <i>Comments</i>                |
|--------------------------------------|--------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|-------------|--------------------------------|
| <b>18770415</b>                      | RV RANCH CO  | 41I W 89041 00       | DECR        | IR         | 406          | 2*                | HG           | 04 15 07 01      | <b>1.69</b> | See Commissioner Remark Index. |
| <b>18770815</b>                      | RV RANCH CO  | 41I W 120896 00      | DECR        | IR         | 100          | 1                 | HG           | 03 01 12 04      | <b>2.5</b>  |                                |
| <b>18820430</b>                      | RV RANCH CO  | 41I W 130059 00      | DECR        | IR         | 406          | 2*                | HG           | 04 01 07 01      | <b>2.5</b>  | See Commissioner Remark Index. |
| <i>Cfs Total For Diversion</i>       |              |                      |             |            |              |                   |              |                  | <b>6.69</b> |                                |

# COMMISSIONER REPORT

|                        |                       |                          |               |
|------------------------|-----------------------|--------------------------|---------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| TC 014                 | RIMINI ROAD DITCH#1   | SESWNW 3 9N5W            | TENMILE CREEK |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i>       | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i>   |
|--------------------------------------|--------------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|---|
| <b>19201001</b>                      | BUTLER, BENJAMIN B | 41I W 89125 00       | USE         | IR         | 17           | 1                 | HG           | 04 15 10 19      | <b>.64</b> | POINT OF DIVERSION PLACED AS CLAIMED. ACTUAL POINT OF DIVERSION FROM SOURCE MAY BE LOCATED AT DIVERSION NUMBER 013. SESENE SEC. 4 9N5W. |
|                                      | BUTLER, JESSICA B  |                      |             |            |              |                   |              |                  |            |   |
|                                      | BUTLER, BENJAMIN B | 41I W 89127 00       | USE         | DM         | 1            | 1                 | HG           | 01 01 12 31      | <b>.08</b> | POINT OF DIVERSION PLACED AS CLAIMED. ACTUAL POINT OF DIVERSION FROM SOURCE MAY BE LOCATED AT DIVERSION NUMBER 013. SESENE SEC. 4 9N5W. |
|                                      | BUTLER, JESSICA B  |                      |             |            |              |                   |              |                  |            |   |
| <i>Cfs Total For Diversion</i>       |                    |                      |             |            |              |                   |              |                  | <b>.72</b> |   |

# COMMISSIONER REPORT

|                        |                       |                          |               |
|------------------------|-----------------------|--------------------------|---------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| TC 015                 | O'CONNELL DITCH#1     | SWSWNW 3 9N5W            | TENMILE CREEK |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i>  |
|--------------------------------------|--------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|--|
| <b>18650501</b>                      | RV RANCH CO  | 41I W 120894 00      | DECR        | IR         | 160          | 1                 | HG           | 03 01 10 31      | 1.88       | LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION APPEARS TO BE INCORRECT. CORRECT LOCATION OF HEADGATE APPEARS TO BE SESENE SEC. 4 9N5W. DIVERSION NUMBER PLACED ACCORDINGLY.   |
| <b>18650701</b>                      | RV RANCH CO  | 41I W 89417 00       | DECR        | IR         | 300          | 1                 | HG           | 03 01 10 31      | 1.88       | LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION APPEARS TO BE INCORRECT. CORRECT LOCATION OF HEADGATE APPEARS TO BE SESENE SEC. 4 9N5W. DIVERSION PLACED ACCORDINGLY. Rights 41I 89411-00 and 41I 89417-00 are multiple use. |
| <b>18770401</b>                      | RV RANCH CO  | 41I W 120895 00      | DECR        | IR         | 160          | 1                 | HG           | 03 01 10 31      | 6.25       | LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION APPEARS TO BE INCORRECT. CORRECT LOCATION OF HEADGATE APPEARS TO BE SESENE SEC. 4 9N5W. DIVERSION NUMBER PLACED ACCORDINGLY.   |
| <b>18770415</b>                      | RV RANCH CO  | 41I W 89041 00       | DECR        | IR         | 406          | 1*                | HG           | 04 15 07 01      | 1.69       | LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION APPEARS TO BE INCORRECT. CORRECT LOCATION OF HEADGATE APPEARS TO BE SESENE SEC. 4 9N5W. DIVERSION PLACED ACCORDINGLY. See Commissioner Remark Index.                         |

## COMMISSIONER REPORT

|                        |                       |                          |               |
|------------------------|-----------------------|--------------------------|---------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| TC 015                 | O'CONNELL DITCH#1     | SWSWNW 3 9N5W            | TENMILE CREEK |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i>  | <i>Comments</i>  |
|--------------------------------------|--------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|-------------|--|
| <b>18820430</b>                      | RV RANCH CO  | 411 W 130059 00      | DECR        | IR         | 406          | 1*                | HG           | 04 01 07 01      | <b>2.5</b>  | LEGAL LAND DESCRIPTION FOR THE POINT OF DIVERSION APPEARS TO BE INCORRECT. CORRECT LOCATION OF HEADGATE APPEARS TO BE SESENE SEC. 4 9N5W. DIVERSION PLACED ACCORDINGLY. See Commissioner Remark Index. |
| <i>Cfs Total For Diversion</i>       |              |                      |             |            |              |                   |              |                  | <b>14.2</b> |  |

## COMMISSIONER REPORT

*Enforcement No. Diversion Name*

**TC 016**

*Legal Description*

SW 9 9N5W

*Source*

**TENMILE CREEK**

*Enforceable  
Priority Date*

*Owner*

*Water Right #*

*Type Use Acres*

*Pod  
ID*

*Means From - To*

*Cfs*

*Comments*

**19050101**

SCHWARZHANS FAMILY LLC

411 W 90106 00

USE IR 8

2\*

SI 06 01 11 09

SUBIRRIGATION, NO MAN MADE  
MEANS OF DIVERSION

*Cfs Total For Diversion*

## COMMISSIONER REPORT

*Enforcement No. Diversion Name*

**TC 017**

*Legal Description*

NW 16 9N5W

*Source*

**TENMILE CREEK**

*Enforceable*

*Priority Date*

*Owner*

*Water Right #*

*Type*

*Use Acres*

*Pod*

*ID*

*Means*

*From - To*

*Cfs*

*Comments*

**19050101**

SCHWARZHANS FAMILY LLC

411 W 90106 00

USE IR 8

1\*

SI

06 01 11 09

SUBIRRIGATION, NO MAN MADE  
MEANS OF DIVERSION

*Cfs Total For Diversion*

## COMMISSIONER REPORT

|                        |                       |                          |               |
|------------------------|-----------------------|--------------------------|---------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| TC 018                 | TENMILE CREEK INTAKE  |                          | TENMILE CREEK |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i>    | <i>Water Right #</i>  | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i>   | <i>Comments</i>                |
|--------------------------------------|-----------------|-----------------------|-------------|------------|--------------|-------------------|--------------|------------------|--------------|--------------------------------|
| <b>18641105</b>                      | HELENA, CITY OF | <b>41I W 89074 00</b> | DECR        | MC         |              | 1*                | HG           | 01 01 12 31      | <b>5.63</b>  | See Commissioner Remark Index. |
| <b>18650210</b>                      | HELENA, CITY OF | <b>41I W 89075 00</b> | DECR        | MC         |              | 1*                | HG           | 01 01 12 31      | <b>8.12</b>  |                                |
| <i>Cfs Total For Diversion</i>       |                 |                       |             |            |              |                   |              |                  | <b>13.75</b> |                                |

## COMMISSIONER REPORT

*Enforcement No. Diversion Name*

**TCLS 001**

*Legal Description*

N2NWSE 31 10N4W

*Source*

**TENMILE CREEK**

*Enforceable  
Priority Date*

**18650701**

*Owner*

STRONG, BRENDA D  
STRONG, JERRY E

*Water Right #*

41I W 89412 00

*Type*

USE

*Use Acres*

ST

*Pod  
ID*

1\*

*Means*

LS

*From - To*

01 01 12 31

*Cfs*

*Comments*

*Cfs Total For Diversion*



## COMMISSIONER REPORT

*Enforcement No. Diversion Name*

**TCLS 002**

*Legal Description*

NWSESW 31 10N4W

*Source*

**TENMILE CREEK**

*Enforceable*

*Priority Date*

*Owner*

*Water Right #*

*Type*

*Use Acres*

*Pod*

*ID*

*Means*

*From - To*

*Cfs*

*Comments*

**18650501**

HELLER LAND & CATTLE CO LLC

41I W 90171 00

DECR

ST

1\*

LS

01 01 12 31

*Cfs Total For Diversion*

## COMMISSIONER REPORT

*Enforcement No. Diversion Name*

**TCLS 003**

*Legal Description*

S2 35 10N5W

*Source*

**TENMILE CREEK**

*Enforceable  
Priority Date*

*Owner*

*Water Right #*

*Type Use Acres*

*Pod  
ID*

*Means From - To*

*Cfs Comments*

**18650101**

RV RANCH CO

41I W 120884 00

USE ST

1

LS 01 01 12 31

*Cfs Total For Diversion*

## COMMISSIONER REPORT

*Enforcement No. Diversion Name*

**TCLS 004**

*Legal Description*

SWNW 3 9N5W

*Source*

**TENMILE CREEK**

*Enforceable  
Priority Date*

**19201001**

*Owner*

BUTLER, BENJAMIN B  
BUTLER, JESSICA B

*Water Right #*

41I W 89126 00

*Type*

USE

*Use Acres*

ST

*Pod  
ID*

1

*Means*

LS

*From - To*

01 01 12 31

*Cfs*

*Comments*

*Cfs Total For Diversion*

# COMMISSIONER REPORT

*Enforcement No. Diversion Name*

**TCLS 005**

*Legal Description*

SWSE 9 9N5W

*Source*

**TENMILE CREEK**

*Enforceable  
Priority Date*

*Owner*

*Water Right #*

*Type*

*Use Acres*

*Pod  
ID*

*Means*

*From - To*

*Cfs*

*Comments*

**19050101**

SCHWARZHANS FAMILY LLC

411 W 90105 00

USE

ST

1\*

LS

01 01 12 31

LEGAL LAND DESCRIPTION  
APPEARS TO BE INCORRECT.  
POINT OF DIVERSION PLACED AT  
SESW SEC. 9 9N5W DUE TO  
LOCATION OF SOURCE

*Cfs Total For Diversion*

## COMMISSIONER REPORT

|                        |                       |                          |               |
|------------------------|-----------------------|--------------------------|---------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| WC 001                 | WALKER CREEK INTAKE   |                          | WALKER CREEK  |

| <i>Enforceable<br/>Priority Date</i> | <i>Owner</i>    | <i>Water Right #</i>  | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod<br/>ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i>   | <i>Comments</i>                |
|--------------------------------------|-----------------|-----------------------|-------------|------------|--------------|-------------------|--------------|------------------|--------------|--------------------------------|
| <b>18641105</b>                      | HELENA, CITY OF | <b>41I W 89074 00</b> | DECR        | MC         |              | 2*                | HG           | 01 01 12 31      | <b>5.63</b>  | See Commissioner Remark Index. |
| <b>18650210</b>                      | HELENA, CITY OF | <b>41I W 89075 00</b> | DECR        | MC         |              | 2*                | HG           | 01 01 12 31      | <b>8.12</b>  |                                |
| <i>Cfs Total For Diversion</i>       |                 |                       |             |            |              |                   |              |                  | <b>13.75</b> |                                |