

Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389
(406) 586-4364
1-800-624-3270
watercourt@mt.gov

IN THE WATER COURT OF THE STATE OF MONTANA
UPPER MISSOURI DIVISION
GALLATIN RIVER BASIN (41H)
PRELIMINARY DECREE

* * * * *

CLAIMANT: Montana Department of Fish, Wildlife and Parks

CASE 41H-6006-A-2024

41H 138945-00

41H 138946-00

41H 138947-00

41H 138949-00

41H 138950-00

41H 138951-00

ORDER AMENDING CLAIMS

On October 22, 2024, the Montana Department of Fish, Wildlife and Parks (“FWP”) filed a motion to amend the period of use and the period of diversion for six water right claims in the Gallatin River Basin (Basin 41H). Each of the six claims describes a water right for instream flows in the Gallatin River. The claims are part of a collection of water rights known as “Murphy Rights” authorized by the Montana Legislature in 1969. The Legislature authorized Murphy Rights to protect instream flows on certain streams identified as “blue ribbon” in recognition of their significant recreational, fishery, and aesthetic values. The protected streams included two reaches of the Gallatin River. 1969 Mont. Laws, ch. 345, § 2(e) & (f) (copy in claim files).

The Legislature authorized FWP (through the Montana Fish and Game Commission (“Commission”), its predecessor agency) to take steps to appropriate water as necessary to implement the legislation. To that end, the Commission filed notices of appropriation. After the Legislature passed the Water Use Act, FWP filed statements of

claim for the previously filed rights. As part of the statement of claim process, FWP refined the flows for certain time blocks “to more accurately define those flows needed to maintain the high quality trout fishery” in the Gallatin River. (41H 138947-00 claim file, p. 18). The flow rates are not uniform for the entire year, but instead either step up or step down on dates identified in the statements of claim.

In 1984, the Water Court issued a Temporary Preliminary Decree (“TPD”) for Basin 41H. For reasons that are not entirely clear, the Department of Natural Resources and Conservation (“DNRC”) adjusted the start and end dates for the various period of diversion and period of use segments in the TPD abstracts. DNRC made additional adjustments to the periods in the Basin 41H Preliminary Decree, which the Water Court issued on October 11, 2018.

The Preliminary Decree abstracts did not receive any issue remarks, nor did they receive objections. However, at some point FWP evidently discovered discrepancies between the decreed periods of diversion and use and what FWP included in the statements of claim. On October 22, 2024, FWP filed a verified motion to amend the claims. The motion seeks to restore the periods of diversion and use to what FWP identified during the claim filing period. The following table shows the discrepancies and FWP’s request, sequenced by period of diversion and use for each stream reach that is included the motion:

Claim no.	Statement of claim	TPD	Preliminary Decree	FWP request
41H 138947-00	947.00 cfs (May 1 to May 15)	947.00 cfs (Apr. 28 to May 19)	947.00 cfs (Apr. 30 to May 15)	May 1 to May 15
41H 138950-00	1,278.00 cfs (May 16 to May 31)	1,278.00 cfs (May 15 to June 4)	1,278.00 cfs (May 15 to June 1)	May 16 to May 31
41H 138949-00	1,500 cfs (June 1 to June 15)	1,500 cfs (May 28 to June 19)	1,500 cfs (May 31 to June 15)	June 1 to June 15
41H 138951-00	1,176.00 cfs (June 16 to June 30)	1,176.00 cfs (June 15 to July 4)	1,176.00 cfs (June 15 to July 1)	June 16 to June 30
41H 138946-00	800.00 cfs (May 16 to July 15)	800.00 cfs (May 15 to July 19)	800.00 cfs (May 15 to July 15)	May 16 to July 15
41H 138945-00	400.00 cfs (July 16 to May 15)	400.00 cfs (July 15 to May 19)	400.00 cfs (July 15 to May 15)	July 16 to May 15

Motions to amend are governed by § 85-2-233(6), MCA and Rule 10, W.R.Adj.R. Rule 10 requires that the motion to amend specify the requested amendment and the grounds for the amendment. FWP's motion meets these requirements. The amendments restore the periods of use and diversion to what FWP originally claimed. The amendments do not adversely affect other water rights because they do no more than provide a proper sequencing of flows that match the supporting information FWP originally filed. Moreover, the amendments avoid the situation under the decree versions where the start or end dates of certain claims overlap with others. For example, as currently decreed on May 15 FWP's instream flow right would jump from 947.00 cfs to 2,225.00 when two claims are combined for one day, then fall back to 1,278.00 on May 16. Similar one day aberrational flow rate increases would occur on May 31 and June 15. FWP's motion, which is essentially clerical in nature, corrects these aberrations and restores the claims to what FWP originally claimed. Notice by publication of this amendment is not required. Section 85-2-233(6), MCA.

In approving these amendments, the Court makes a clarification to claim 41H 138945-00. FWP's motion asks that the periods of use and diversion span the period from July 16 to May 15. This creates some confusion because the proposed periods span portions of more than one calendar year, contrary to the definitions of these terms used by the Water Court. *See* Rule 2(a)(50) & (51), W.R.C.E.R. incorporated by Rule 2(b), W.R.Adj.R. (defining terms). To achieve the same result within the context of the definitions, the abstracts for these claims identify the periods of use and diversion as January 1 to April 30, and July 16 to December 31 for each calendar year.

ORDER

Therefore, it is ORDERED that FWP's motion to amend is GRANTED. The claims are modified to reflect the period of diversion and use dates contained in the motion and set forth in this Order.

Post decree abstracts of the claims are included with this Order to confirm the modifications have been made to the State's centralized water rights record system.

ELECTRONICALLY SIGNED AND DATED BELOW.

Service Via Electronic Mail:

Kevin Rechkoff
Agency Legal Counsel
Montana Department of Fish, Wildlife, & Parks
kevin.rechkoff@mt.gov
Audrey.Kelly@mt.gov

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138945-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: MONTANA, STATE OF DEPT OF FISH WILDLIFE & PARKS
PO BOX 200701
HELENA, MT 59620-0701

Priority Date: DECEMBER 21, 1970

Type of Historical Right: FILED

Purpose (Use): FISH AND WILDLIFE

Flow Rate: 400.00 CFS

Volume: 241,133.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Source Name: WEST GALLATIN 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		NWSWSE	14	2S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31					
Diversion Means:	INSTREAM					
2		SWSWSE	14	2S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31					
Diversion Means:	INSTREAM					
3		SESESW	14	2S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31					
Diversion Means:	INSTREAM					
4			23	2S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31					
Diversion Means:	INSTREAM					
5			26	2S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31					
Diversion Means:	INSTREAM					
6			27	2S	4E	GALLATIN

*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
7		34	2S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
8		35	2S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
9		2	3S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
10		3	3S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
11		10	3S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
12		11	3S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
13		15	3S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
14		21	3S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
15		22	3S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
16		27	3S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				

*Period of Diversion:	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
17		28	3S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
18		33	3S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
19		4	4S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
20		5	4S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
21		7	4S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
22		8	4S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
23		18	4S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
24		19	4S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
25		20	4S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
26		28	4S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				

Diversion Means:	INSTREAM				
27		29	4S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
28		33	4S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
29		4	5S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
30		9	5S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
31		10	5S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
32		15	5S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
33		22	5S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
34		23	5S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
35		24	5S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
36		25	5S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15 JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
37		36	5S	4E	GALLATIN

*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
38		1	6S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
39		12	6S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
40		13	6S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
41		14	6S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
42		22	6S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
43		23	6S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
44		27	6S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
45		28	6S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
46		32	6S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
47		33	6S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				

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Diversion Means:	INSTREAM				
48		4	7S	4E	GALLATIN
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	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
49		5	7S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
50		9	7S	4E	GALLATIN
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	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
51		16	7S	4E	GALLATIN
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	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
52		21	7S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
53		28	7S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
54		33	7S	4E	GALLATIN
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Diversion Means:	INSTREAM				
55		4	8S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
56		9	8S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
57		16	8S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				

Diversion Means:	INSTREAM				
58		21	8S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
59		22	8S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
60		27	8S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
61		34	8S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
62		2	9S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
63		3	9S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
64		11	9S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
65		12	9S	4E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
66		7	9S	5E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
67	NWNENW	18	9S	5E	GALLATIN
*Period of Diversion:	JANUARY 1 TO MAY 15				
	JULY 16 TO DECEMBER 31				
Diversion Means:	INSTREAM				
68	NENENW	18	9S	5E	GALLATIN

***Period of Diversion:** JANUARY 1 TO MAY 15
JULY 16 TO DECEMBER 31

Diversion Means: INSTREAM

69 SENENW 18 9S 5E GALLATIN

***Period of Diversion:** JANUARY 1 TO MAY 15
JULY 16 TO DECEMBER 31

Diversion Means: INSTREAM

70 SWNWNE 18 9S 5E GALLATIN

***Period of Diversion:** JANUARY 1 TO MAY 15
JULY 16 TO DECEMBER 31

Diversion Means: INSTREAM

71 NWSWNE 18 9S 5E GALLATIN

***Period of Diversion:** JANUARY 1 TO MAY 15
JULY 16 TO DECEMBER 31

Diversion Means: INSTREAM

Period of Use: JANUARY 1 TO MAY 15
JULY 16 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			NWSWSE	14	2S	4E	GALLATIN
2			SWSWSE	14	2S	4E	GALLATIN
3			SESESW	14	2S	4E	GALLATIN
4				23	2S	4E	GALLATIN
5				26	2S	4E	GALLATIN
6				27	2S	4E	GALLATIN
7				34	2S	4E	GALLATIN
8				35	2S	4E	GALLATIN
9				2	3S	4E	GALLATIN
10				3	3S	4E	GALLATIN
11				10	3S	4E	GALLATIN
12				11	3S	4E	GALLATIN
13				15	3S	4E	GALLATIN
14				21	3S	4E	GALLATIN
15				22	3S	4E	GALLATIN
16				27	3S	4E	GALLATIN
17				28	3S	4E	GALLATIN
18				33	3S	4E	GALLATIN
19				4	4S	4E	GALLATIN
20				5	4S	4E	GALLATIN
21				7	4S	4E	GALLATIN
22				8	4S	4E	GALLATIN
23				18	4S	4E	GALLATIN
24				19	4S	4E	GALLATIN
25				20	4S	4E	GALLATIN
26				28	4S	4E	GALLATIN

27		29	4S	4E	GALLATIN
28		33	4S	4E	GALLATIN
29		4	5S	4E	GALLATIN
30		9	5S	4E	GALLATIN
31		10	5S	4E	GALLATIN
32		15	5S	4E	GALLATIN
33		22	5S	4E	GALLATIN
34		23	5S	4E	GALLATIN
35		24	5S	4E	GALLATIN
36		25	5S	4E	GALLATIN
37		36	5S	4E	GALLATIN
38		1	6S	4E	GALLATIN
39		12	6S	4E	GALLATIN
40		13	6S	4E	GALLATIN
41		14	6S	4E	GALLATIN
42		22	6S	4E	GALLATIN
43		23	6S	4E	GALLATIN
44		27	6S	4E	GALLATIN
45		28	6S	4E	GALLATIN
46		32	6S	4E	GALLATIN
47		33	6S	4E	GALLATIN
48		4	7S	4E	GALLATIN
49		5	7S	4E	GALLATIN
50		9	7S	4E	GALLATIN
51		16	7S	4E	GALLATIN
52		21	7S	4E	GALLATIN
53		28	7S	4E	GALLATIN
54		33	7S	4E	GALLATIN
55		4	8S	4E	GALLATIN
56		9	8S	4E	GALLATIN
57		16	8S	4E	GALLATIN
58		21	8S	4E	GALLATIN
59		22	8S	4E	GALLATIN
60		27	8S	4E	GALLATIN
61		34	8S	4E	GALLATIN
62		2	9S	4E	GALLATIN
63		3	9S	4E	GALLATIN
64		11	9S	4E	GALLATIN
65		12	9S	4E	GALLATIN
66		7	9S	5E	GALLATIN
67	NWNENW	18	9S	5E	GALLATIN
68	NENENW	18	9S	5E	GALLATIN
69	SENENW	18	9S	5E	GALLATIN
70	SWNWNE	18	9S	5E	GALLATIN
71	NWSWNE	18	9S	5E	GALLATIN

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138946-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: MONTANA, STATE OF DEPT OF FISH WILDLIFE & PARKS
PO BOX 200701
HELENA, MT 59620-0701

Priority Date: DECEMBER 21, 1970

Type of Historical Right: FILED

Purpose (Use): FISH AND WILDLIFE

Flow Rate: 800.00 CFS

Volume: 96,770.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Source Name: WEST GALLATIN 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		NWSWSE	14	2S	4E	GALLATIN
*Period of Diversion:		MAY 16 TO JULY 15				
Diversion Means:		INSTREAM				
2		SWSWSE	14	2S	4E	GALLATIN
*Period of Diversion:		MAY 16 TO JULY 15				
Diversion Means:		INSTREAM				
3		SESESW	14	2S	4E	GALLATIN
*Period of Diversion:		MAY 16 TO JULY 15				
Diversion Means:		INSTREAM				
4			23	2S	4E	GALLATIN
*Period of Diversion:		MAY 16 TO JULY 15				
Diversion Means:		INSTREAM				
5			26	2S	4E	GALLATIN
*Period of Diversion:		MAY 16 TO JULY 15				
Diversion Means:		INSTREAM				
6			27	2S	4E	GALLATIN
*Period of Diversion:		MAY 16 TO JULY 15				
Diversion Means:		INSTREAM				
7			34	2S	4E	GALLATIN
*Period of Diversion:		MAY 16 TO JULY 15				
Diversion Means:		INSTREAM				

8		35	2S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
9		2	3S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
10		3	3S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
11		10	3S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
12		11	3S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
13		15	3S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
14		21	3S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
15		22	3S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
16		27	3S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
17		28	3S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
18		33	3S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
19		4	4S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
20		5	4S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
21		7	4S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				

22		8	4S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
23		18	4S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
24		19	4S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
25		20	4S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
26		28	4S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
27		29	4S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
28		33	4S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
29		4	5S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
30		9	5S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
31		10	5S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
32		15	5S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
33		22	5S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
34		23	5S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
35		24	5S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				

36		25	5S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
37		36	5S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
38		1	6S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
39		12	6S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
40		13	6S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
41		14	6S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
42		22	6S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
43		23	6S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
44		27	6S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
45		28	6S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
46		32	6S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
47		33	6S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
48		4	7S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
49		5	7S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				

50		9	7S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
51		16	7S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
52		21	7S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
53		28	7S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
54		33	7S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
55		4	8S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
56		9	8S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
57		16	8S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
58		21	8S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
59		22	8S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
60		27	8S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
61		34	8S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
62		2	9S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
63		3	9S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				

64		11	9S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
65		12	9S	4E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
66		7	9S	5E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
67	NWNENW	18	9S	5E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
68	NENENW	18	9S	5E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
69	SENENW	18	9S	5E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
70	SWNWNE	18	9S	5E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
71	NWSWNE	18	9S	5E	GALLATIN
*Period of Diversion:	MAY 16 TO JULY 15				
Diversion Means:	INSTREAM				
Period of Use:	MAY 16 TO JULY 15				

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			NWSWSE	14	2S	4E	GALLATIN
2			SWSWSE	14	2S	4E	GALLATIN
3			SESESW	14	2S	4E	GALLATIN
4				23	2S	4E	GALLATIN
5				26	2S	4E	GALLATIN
6				27	2S	4E	GALLATIN
7				34	2S	4E	GALLATIN
8				35	2S	4E	GALLATIN
9				2	3S	4E	GALLATIN
10				3	3S	4E	GALLATIN
11				10	3S	4E	GALLATIN
12				11	3S	4E	GALLATIN
13				15	3S	4E	GALLATIN
14				21	3S	4E	GALLATIN
15				22	3S	4E	GALLATIN
16				27	3S	4E	GALLATIN
17				28	3S	4E	GALLATIN

18	33	3S	4E	GALLATIN
19	4	4S	4E	GALLATIN
20	5	4S	4E	GALLATIN
21	7	4S	4E	GALLATIN
22	8	4S	4E	GALLATIN
23	18	4S	4E	GALLATIN
24	19	4S	4E	GALLATIN
25	20	4S	4E	GALLATIN
26	28	4S	4E	GALLATIN
27	29	4S	4E	GALLATIN
28	33	4S	4E	GALLATIN
29	4	5S	4E	GALLATIN
30	9	5S	4E	GALLATIN
31	10	5S	4E	GALLATIN
32	15	5S	4E	GALLATIN
33	22	5S	4E	GALLATIN
34	23	5S	4E	GALLATIN
35	24	5S	4E	GALLATIN
36	25	5S	4E	GALLATIN
37	36	5S	4E	GALLATIN
38	1	6S	4E	GALLATIN
39	12	6S	4E	GALLATIN
40	13	6S	4E	GALLATIN
41	14	6S	4E	GALLATIN
42	22	6S	4E	GALLATIN
43	23	6S	4E	GALLATIN
44	27	6S	4E	GALLATIN
45	28	6S	4E	GALLATIN
46	32	6S	4E	GALLATIN
47	33	6S	4E	GALLATIN
48	4	7S	4E	GALLATIN
49	5	7S	4E	GALLATIN
50	9	7S	4E	GALLATIN
51	16	7S	4E	GALLATIN
52	21	7S	4E	GALLATIN
53	28	7S	4E	GALLATIN
54	33	7S	4E	GALLATIN
55	4	8S	4E	GALLATIN
56	9	8S	4E	GALLATIN
57	16	8S	4E	GALLATIN
58	21	8S	4E	GALLATIN
59	22	8S	4E	GALLATIN
60	27	8S	4E	GALLATIN
61	34	8S	4E	GALLATIN
62	2	9S	4E	GALLATIN
63	3	9S	4E	GALLATIN
64	11	9S	4E	GALLATIN

65		12	9S	4E	GALLATIN
66		7	9S	5E	GALLATIN
67	NWNENW	18	9S	5E	GALLATIN
68	NENENW	18	9S	5E	GALLATIN
69	SENENW	18	9S	5E	GALLATIN
70	SWNWNW	18	9S	5E	GALLATIN
71	NWSWNE	18	9S	5E	GALLATIN

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138947-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: MONTANA, STATE OF DEPT OF FISH WILDLIFE & PARKS
PO BOX 200701
HELENA, MT 59620-0701

Priority Date: DECEMBER 21, 1970

Type of Historical Right: FILED

Purpose (Use): FISH AND WILDLIFE

Flow Rate: 947.00 CFS

Volume: 28,169.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Source Name: GALLATIN 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		NWNWSW	9	2N	2E	GALLATIN
*Period of Diversion:		MAY 1 TO MAY 15				
Diversion Means:		INSTREAM				
2		SWNWSW	9	2N	2E	GALLATIN
*Period of Diversion:		MAY 1 TO MAY 15				
Diversion Means:		INSTREAM				
3		NWSWSW	9	2N	2E	GALLATIN
*Period of Diversion:		MAY 1 TO MAY 15				
Diversion Means:		INSTREAM				
4		SWSWSW	9	2N	2E	GALLATIN
*Period of Diversion:		MAY 1 TO MAY 15				
Diversion Means:		INSTREAM				
5			16	2N	2E	GALLATIN
*Period of Diversion:		MAY 1 TO MAY 15				
Diversion Means:		INSTREAM				
6			17	2N	2E	GALLATIN
*Period of Diversion:		MAY 1 TO MAY 15				
Diversion Means:		INSTREAM				
7			21	2N	2E	GALLATIN
*Period of Diversion:		MAY 1 TO MAY 15				
Diversion Means:		INSTREAM				

8		22	2N	2E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
9		27	2N	2E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
10		26	2N	2E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
11		35	2N	2E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
12		36	2N	2E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
13		25	2N	2E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
14		30	2N	3E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
15		31	2N	3E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
16		29	2N	3E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
17		32	2N	3E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
18		28	2N	3E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
19	SWNWSW	27	2N	3E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
20	SENWSW	27	2N	3E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				
21	NWSWSW	27	2N	3E	GALLATIN
*Period of Diversion:	MAY 1 TO MAY 15				
Diversion Means:	INSTREAM				

22	NESWSW	27	2N	3E	GALLATIN
*Period of Diversion: MAY 1 TO MAY 15					
Diversion Means: INSTREAM					
23	NWSESW	27	2N	3E	GALLATIN
*Period of Diversion: MAY 1 TO MAY 15					
Diversion Means: INSTREAM					
24	NESESW	27	2N	3E	GALLATIN
*Period of Diversion: MAY 1 TO MAY 15					
Diversion Means: INSTREAM					
25	NESWSE	27	2N	3E	GALLATIN
*Period of Diversion: MAY 1 TO MAY 15					
Diversion Means: INSTREAM					
26	NWSWSE	27	2N	3E	GALLATIN
*Period of Diversion: MAY 1 TO MAY 15					
Diversion Means: INSTREAM					
27	SWSWSE	27	2N	3E	GALLATIN
*Period of Diversion: MAY 1 TO MAY 15					
Diversion Means: INSTREAM					
28	SESWSE	27	2N	3E	GALLATIN
*Period of Diversion: MAY 1 TO MAY 15					
Diversion Means: INSTREAM					
Period of Use: MAY 1 TO MAY 15					
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			NWNWSW	9	2N	2E	GALLATIN
2			SWNWSW	9	2N	2E	GALLATIN
3			NWSWSW	9	2N	2E	GALLATIN
4			SWSWSW	9	2N	2E	GALLATIN
5				16	2N	2E	GALLATIN
6				17	2N	2E	GALLATIN
7				21	2N	2E	GALLATIN
8				22	2N	2E	GALLATIN
9				27	2N	2E	GALLATIN
10				26	2N	2E	GALLATIN
11				35	2N	2E	GALLATIN
12				36	2N	2E	GALLATIN
13				25	2N	2E	GALLATIN
14				30	2N	3E	GALLATIN
15				31	2N	3E	GALLATIN
16				29	2N	3E	GALLATIN
17				32	2N	3E	GALLATIN
18				28	2N	3E	GALLATIN
19			SWNWSW	27	2N	3E	GALLATIN
20			SENWSW	27	2N	3E	GALLATIN
21			NWSWSW	27	2N	3E	GALLATIN

22	NESWSW	27	2N	3E	GALLATIN
23	NWSESW	27	2N	3E	GALLATIN
24	NESESW	27	2N	3E	GALLATIN
25	NESWSE	27	2N	3E	GALLATIN
26	NWSWSE	27	2N	3E	GALLATIN
27	SWSWSE	27	2N	3E	GALLATIN
28	SESWSE	27	2N	3E	GALLATIN

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138949-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: MONTANA, STATE OF DEPT OF FISH WILDLIFE & PARKS
PO BOX 200701
HELENA, MT 59620-0701

Priority Date: DECEMBER 21, 1970

Type of Historical Right: FILED

Purpose (Use): FISH AND WILDLIFE

Flow Rate: 1,500.00 CFS

Volume: 44,618.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Source Name: GALLATIN 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		NWNWSW	9	2N	2E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15						
Diversion Means: INSTREAM						
2		SWNWSW	9	2N	2E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15						
Diversion Means: INSTREAM						
3		NWSWSW	9	2N	2E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15						
Diversion Means: INSTREAM						
4		SWSWSW	9	2N	2E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15						
Diversion Means: INSTREAM						
5			16	2N	2E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15						
Diversion Means: INSTREAM						
6			17	2N	2E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15						
Diversion Means: INSTREAM						
7			21	2N	2E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15						
Diversion Means: INSTREAM						

8		22	2N	2E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
9		27	2N	2E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
10		26	2N	2E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
11		35	2N	2E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
12		36	2N	2E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
13		25	2N	2E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
14		30	2N	3E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
15		31	2N	3E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
16		29	2N	3E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
17		32	2N	3E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
18		28	2N	3E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
19	SWNWSW	27	2N	3E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
20	SENWSW	27	2N	3E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				
21	NWSWSW	27	2N	3E	GALLATIN
*Period of Diversion:	JUNE 1 TO JUNE 15				
Diversion Means:	INSTREAM				

22	NESWSW	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15					
Diversion Means: INSTREAM					
23	NWSESW	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15					
Diversion Means: INSTREAM					
24	NESESW	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15					
Diversion Means: INSTREAM					
25	NESWSE	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15					
Diversion Means: INSTREAM					
26	NWSWSE	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15					
Diversion Means: INSTREAM					
27	SWSWSE	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15					
Diversion Means: INSTREAM					
28	SESWSE	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 1 TO JUNE 15					
Diversion Means: INSTREAM					
Period of Use: JUNE 1 TO JUNE 15					
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			NWNWSW	9	2N	2E	GALLATIN
2			SWNWSW	9	2N	2E	GALLATIN
3			NWSWSW	9	2N	2E	GALLATIN
4			SWSWSW	9	2N	2E	GALLATIN
5				16	2N	2E	GALLATIN
6				17	2N	2E	GALLATIN
7				21	2N	2E	GALLATIN
8				22	2N	2E	GALLATIN
9				27	2N	2E	GALLATIN
10				26	2N	2E	GALLATIN
11				35	2N	2E	GALLATIN
12				36	2N	2E	GALLATIN
13				25	2N	2E	GALLATIN
14				30	2N	3E	GALLATIN
15				31	2N	3E	GALLATIN
16				29	2N	3E	GALLATIN
17				32	2N	3E	GALLATIN
18				28	2N	3E	GALLATIN
19			SWNWSW	27	2N	3E	GALLATIN
20			SENWSW	27	2N	3E	GALLATIN
21			NWSWSW	27	2N	3E	GALLATIN

22	NESWSW	27	2N	3E	GALLATIN
23	NWSESW	27	2N	3E	GALLATIN
24	NESESW	27	2N	3E	GALLATIN
25	NESWSE	27	2N	3E	GALLATIN
26	NWSWSE	27	2N	3E	GALLATIN
27	SWSWSE	27	2N	3E	GALLATIN
28	SESWSE	27	2N	3E	GALLATIN

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138950-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: MONTANA, STATE OF DEPT OF FISH WILDLIFE & PARKS
PO BOX 200701
HELENA, MT 59620-0701

Priority Date: DECEMBER 21, 1970

Type of Historical Right: FILED

Purpose (Use): FISH AND WILDLIFE

Flow Rate: 1,278.00 CFS

Volume: 40,548.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Source Name: GALLATIN 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		NWNWSW	9	2N	2E	GALLATIN
*Period of Diversion:		MAY 16 TO MAY 31				
Diversion Means:		INSTREAM				
2		SWNWSW	9	2N	2E	GALLATIN
*Period of Diversion:		MAY 16 TO MAY 31				
Diversion Means:		INSTREAM				
3		NWSWSW	9	2N	2E	GALLATIN
*Period of Diversion:		MAY 16 TO MAY 31				
Diversion Means:		INSTREAM				
4		SWSWSW	9	2N	2E	GALLATIN
*Period of Diversion:		MAY 16 TO MAY 31				
Diversion Means:		INSTREAM				
5			16	2N	2E	GALLATIN
*Period of Diversion:		MAY 16 TO MAY 31				
Diversion Means:		INSTREAM				
6			17	2N	2E	GALLATIN
*Period of Diversion:		MAY 16 TO MAY 31				
Diversion Means:		INSTREAM				
7			21	2N	2E	GALLATIN
*Period of Diversion:		MAY 16 TO MAY 31				
Diversion Means:		INSTREAM				

8		22	2N	2E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
9		27	2N	2E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
10		26	2N	2E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
11		35	2N	2E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
12		36	2N	2E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
13		25	2N	2E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
14		30	2N	3E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
15		31	2N	3E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
16		29	2N	3E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
17		32	2N	3E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
18		28	2N	3E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
19	SWNWSW	27	2N	3E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
20	SENWSW	27	2N	3E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				
21	NWSWSW	27	2N	3E	GALLATIN
*Period of Diversion:	MAY 16 TO MAY 31				
Diversion Means:	INSTREAM				

22	NESWSW	27	2N	3E	GALLATIN
*Period of Diversion: MAY 16 TO MAY 31					
Diversion Means: INSTREAM					
23	NWSESW	27	2N	3E	GALLATIN
*Period of Diversion: MAY 16 TO MAY 31					
Diversion Means: INSTREAM					
24	NESESW	27	2N	3E	GALLATIN
*Period of Diversion: MAY 16 TO MAY 31					
Diversion Means: INSTREAM					
25	NESWSE	27	2N	3E	GALLATIN
*Period of Diversion: MAY 16 TO MAY 31					
Diversion Means: INSTREAM					
26	NWSWSE	27	2N	3E	GALLATIN
*Period of Diversion: MAY 16 TO MAY 31					
Diversion Means: INSTREAM					
27	SWSWSE	27	2N	3E	GALLATIN
*Period of Diversion: MAY 16 TO MAY 31					
Diversion Means: INSTREAM					
28	SESWSE	27	2N	3E	GALLATIN
*Period of Diversion: MAY 16 TO MAY 31					
Diversion Means: INSTREAM					
Period of Use: MAY 16 TO MAY 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			NWNWSW	9	2N	2E	GALLATIN
2			SWNWSW	9	2N	2E	GALLATIN
3			NWSWSW	9	2N	2E	GALLATIN
4			SWSWSW	9	2N	2E	GALLATIN
5				16	2N	2E	GALLATIN
6				17	2N	2E	GALLATIN
7				21	2N	2E	GALLATIN
8				22	2N	2E	GALLATIN
9				27	2N	2E	GALLATIN
10				26	2N	2E	GALLATIN
11				35	2N	2E	GALLATIN
12				36	2N	2E	GALLATIN
13				25	2N	2E	GALLATIN
14				30	2N	3E	GALLATIN
15				31	2N	3E	GALLATIN
16				29	2N	3E	GALLATIN
17				32	2N	3E	GALLATIN
18				28	2N	3E	GALLATIN
19			SWNWSW	27	2N	3E	GALLATIN
20			SENWSW	27	2N	3E	GALLATIN
21			NWSWSW	27	2N	3E	GALLATIN

22	NESWSW	27	2N	3E	GALLATIN
23	NWSESW	27	2N	3E	GALLATIN
24	NESESW	27	2N	3E	GALLATIN
25	NESWSE	27	2N	3E	GALLATIN
26	NWSWSE	27	2N	3E	GALLATIN
27	SWSWSE	27	2N	3E	GALLATIN
28	SESWSE	27	2N	3E	GALLATIN

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
GALLATIN RIVER
BASIN 41H**

Water Right Number: 41H 138951-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners: MONTANA, STATE OF DEPT OF FISH WILDLIFE & PARKS
PO BOX 200701
HELENA, MT 59620-0701

Priority Date: DECEMBER 21, 1970

Type of Historical Right: FILED

Purpose (Use): FISH AND WILDLIFE

Flow Rate: 1,176.00 CFS

Volume: 34,980.00 AC-FT

THE USE OF THIS WATER APPEARS TO BE LARGELY NONCONSUMPTIVE.

Source Name: GALLATIN 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		NWNWSW	9	2N	2E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30						
Diversion Means: INSTREAM						
2		SWNWSW	9	2N	2E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30						
Diversion Means: INSTREAM						
3		NWSWSW	9	2N	2E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30						
Diversion Means: INSTREAM						
4		SWSWSW	9	2N	2E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30						
Diversion Means: INSTREAM						
5			16	2N	2E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30						
Diversion Means: INSTREAM						
6			17	2N	2E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30						
Diversion Means: INSTREAM						
7			21	2N	2E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30						
Diversion Means: INSTREAM						

8		22	2N	2E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
9		27	2N	2E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
10		26	2N	2E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
11		35	2N	2E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
12		36	2N	2E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
13		25	2N	2E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
14		30	2N	3E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
15		31	2N	3E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
16		29	2N	3E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
17		32	2N	3E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
18		28	2N	3E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
19	SWNWSW	27	2N	3E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
20	SENWSW	27	2N	3E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				
21	NWSWSW	27	2N	3E	GALLATIN
*Period of Diversion:	JUNE 16 TO JUNE 30				
Diversion Means:	INSTREAM				

22	NESWSW	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30					
Diversion Means: INSTREAM					
23	NWSESW	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30					
Diversion Means: INSTREAM					
24	NESESW	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30					
Diversion Means: INSTREAM					
25	NESWSE	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30					
Diversion Means: INSTREAM					
26	NWSWSE	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30					
Diversion Means: INSTREAM					
27	SWSWSE	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30					
Diversion Means: INSTREAM					
28	SESWSE	27	2N	3E	GALLATIN
*Period of Diversion: JUNE 16 TO JUNE 30					
Diversion Means: INSTREAM					
Period of Use: JUNE 16 TO JUNE 30					
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			NWNWSW	9	2N	2E	GALLATIN
2			SWNWSW	9	2N	2E	GALLATIN
3			NWSWSW	9	2N	2E	GALLATIN
4			SWSWSW	9	2N	2E	GALLATIN
5				16	2N	2E	GALLATIN
6				17	2N	2E	GALLATIN
7				21	2N	2E	GALLATIN
8				22	2N	2E	GALLATIN
9				27	2N	2E	GALLATIN
10				26	2N	2E	GALLATIN
11				35	2N	2E	GALLATIN
12				36	2N	2E	GALLATIN
13				25	2N	2E	GALLATIN
14				30	2N	3E	GALLATIN
15				31	2N	3E	GALLATIN
16				29	2N	3E	GALLATIN
17				32	2N	3E	GALLATIN
18				28	2N	3E	GALLATIN
19			SWNWSW	27	2N	3E	GALLATIN
20			SENWSW	27	2N	3E	GALLATIN
21			NWSWSW	27	2N	3E	GALLATIN

22	NESWSW	27	2N	3E	GALLATIN
23	NWSESW	27	2N	3E	GALLATIN
24	NESESW	27	2N	3E	GALLATIN
25	NESWSE	27	2N	3E	GALLATIN
26	NWSWSE	27	2N	3E	GALLATIN
27	SWSWSE	27	2N	3E	GALLATIN
28	SESWSE	27	2N	3E	GALLATIN