

1973

STATEMENT OF WATER APPROPRIATION

(A) Claimant: Basin Electric Power Cooperative, a corporation organized and existing under and by virtue of the laws of the State of North Dakota as an electric cooperative, Provident Life Building, Suite 624, 316 North Fifth Street, Bismarck, North Dakota 58501.

(B) Date of Appropriation: June 29, 1973.

(C) Quantity of water claimed: 50 cubic feet per second.

(D) Name of River: Yellowstone River.

(E) Purpose and Place of Intended Use: Operation of a steam electric generating station to be constructed on:

In Rosebud County, Montana, the SW $\frac{1}{4}$  and the E $\frac{1}{2}$  of Section 33, and that portion of Section 34 west of the Tongue River, all in Township 1 South, Range 44 East, and that portion of Section 3 west of the Tongue River, and the E $\frac{1}{2}$  and the NW $\frac{1}{4}$  of Section 4, and the NE $\frac{1}{4}$  of Section 5, all in Township 2 South, Range 44 East.

(F) Means of Diversion: A pipeline thirty-six inches (36") in diameter.

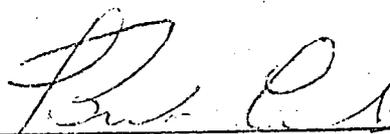
(G) A weir or other device for measuring the water intended to be diverted is to be installed at the point of diversion.

(H) Notice of appropriation is filed with the County Clerk and Recorder of Rosebud County, State of Montana. Pursuant to R.C.M. 1947, Section 89-801.2, Notice of Appropriation is to be filed with the county clerk and recorders of the following counties, State of Montana:

Yellowstone, Treasure, Custer, Prairie,  
Dawson, Wibaux, Richland, Stillwater,  
Carbon, Sweet Grass, and Park.

(I) Appropriation is from the unadjudicated  
Yellowstone River.

BASIN ELECTRIC POWER COOPERATIVE

By 

BRENT R. CROMLEY  
Hutton, Schiltz & Sheehy  
400 Electric Building  
Billings, Montana 59101

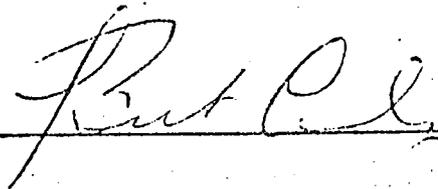
Attorneys for Basin Electric  
Power Cooperative

VERIFICATION

STATE OF MONTANA            )  
                                  ) ss.:  
County of Yellowstone)

BRENT R. CROMLEY, being first duly sworn on oath,  
deposes and says:

That he is a member of the firm of Hutton, Schiltz  
& Sheehy, of Billings, Montana, attorneys for Basin Electric  
Power Cooperative, the corporation making the foregoing  
Statement of Water Appropriation, and that he makes this  
verification for and on behalf of said Basin Electric Power  
Cooperative; that he has read and knows the contents of the  
foregoing Statement of Water Appropriation, and that the  
matters and facts therein contained are true. ~~that the~~  
~~Statement of Water Appropriation is true and correct~~  
~~and that he has read and knows the contents of the~~  
~~foregoing Statement of Water Appropriation, and that the~~  
~~matters and facts therein contained are true.~~



SUBSCRIBED AND SWORN to before me this 29th  
day of June, 1973.

John E. Shuey  
Notary Public for the State of Montana  
Residing at Billings, Montana  
My Commission expires Dec. 14, 1974

(NOTARIAL SEAL)