

Township 3 North, Range 53 East

<u>File No.</u>	<u>Name of Owner</u>	<u>Name of Operator</u>	<u>First</u>	<u>Second</u>	<u>Third</u>	<u>Returned</u>
126	Indian	Gilreath, John	1/7/46	2/14/46		Ret.
113	Indian	Quest, Glenn	1/7/46	2/14/46		3/12/46
128	Lincoln Realty Co.	Herbel Harry	1/7/46			1/22/46
130	Olenick, Joseph	Newell, Jack	1/7/46			1/15/46
129	Twin City Land Co.	Kline, John	1/7/46			1/9/46

CONTENTS OF THIS FOLDER

<u>Code No.</u>	<u>Name of Owner</u>	<u>Name of Operator</u>
29 B, 30 B	Crouch, Geo.	Noyes, R. G.
17 D, 19 A, 20 A	Haynie, J. R.	
4 B, 5 A, 8 B, 9 B, 9 A	Henman & Kelly	Henman & Kelly
31 A	Indian	Gilreath, John
24 A, 19 C, 20 C	Indian	Quest, Glenn
5 C, 6 A, 17 C, 18 B	Indian	Haynie, Jim
29 C, 30 C (Dry Land)	Johnson, Henrietta	Noyes, R. G.
(Dry Land)	Kemph, T. L.	Dunlap, Grover
29 A, 30 A	Noyes, R. G.	Noyes, R. G.
8 C, 17 A,	Quest, J. B.	Quest, Glenn
18 A, 16 A	Quigley, B. C.	Quigley, B. C.
18 C, 19 B, 20 B	VanCleve, Guy T.	Herbel, Dave Jr.

STATE OF MONTANA

STATE ENGINEER'S OFFICE

WATER RESOURCES SURVEY

Township 3N Range 34E County Big Horn

6	5	4	4	X 6	3	2	1
7	8		4		10	11	12
18	17	16			15	14	13
19	20	21	22	23	24		
30	29	28	27	26	25		
31	32	33	34	35	36		

Township..... Range.....

STATE OF MONTANA

STATE ENGINEER'S OFFICE

WATER RESOURCES SURVEY

Township 3N Range 33E County Big Horn

6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34	35	36

(Handwritten scribble in cell 36)

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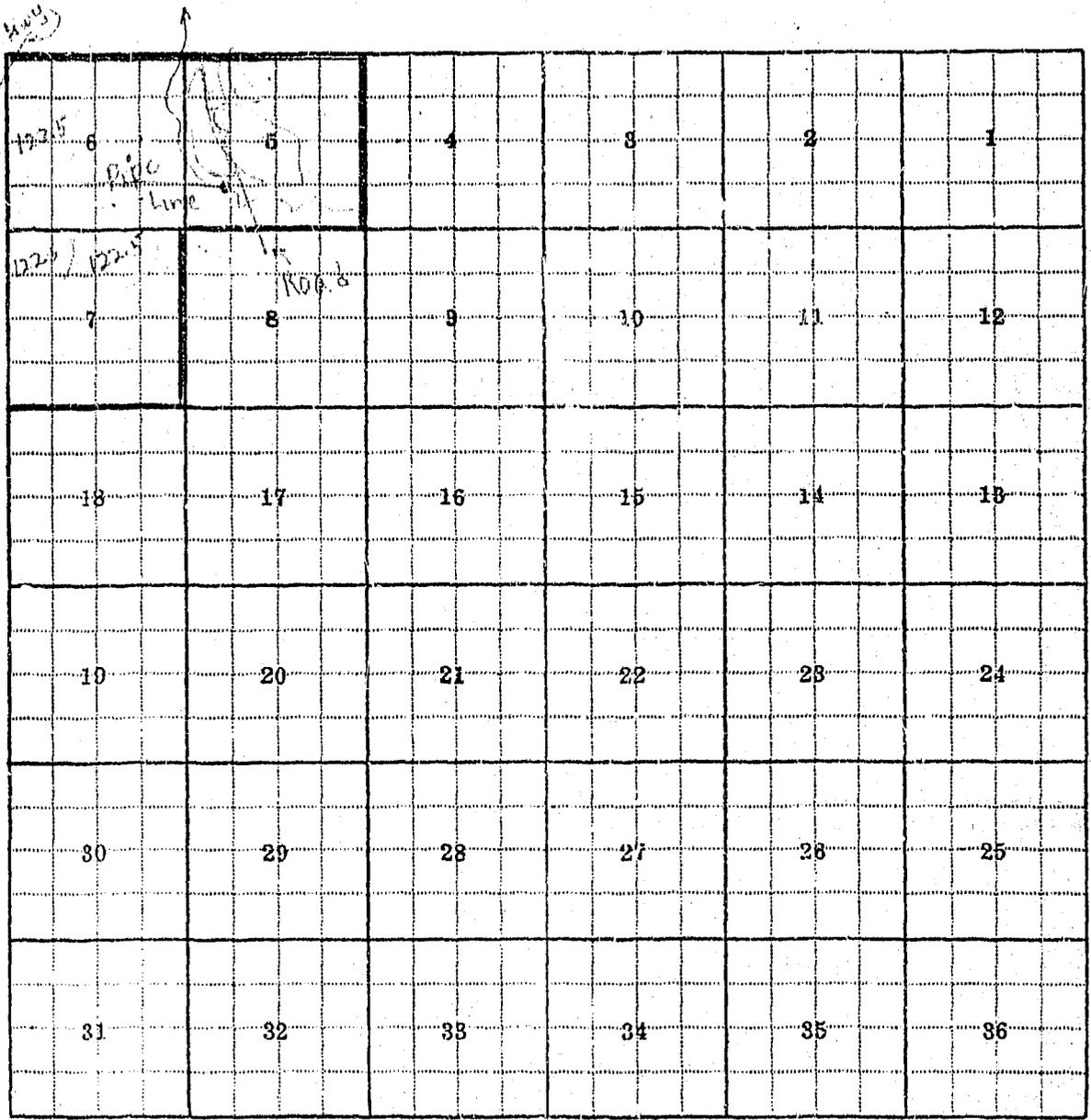
Township..... Range.....

T3N-R-33E

CONTENTS OF THIS FOLDER

<u>Code No.</u>	<u>Name of Owner</u>	<u>Name of Operator</u>
36 A, 31 A	Indian	Gilreath, John
	Indian	Quest, Glenn
35 B, 36 B	Lincoln Realty Co.	Herbel, Harry
1 B, 2 D, 2 E, 3 A, 3 C, 10 A, 11 A, 35 A	Olenick, Joseph	Olenik, John & Newell, Jack
35 C, 36 C, 2 B	Twin City Land Co.	Kline, John

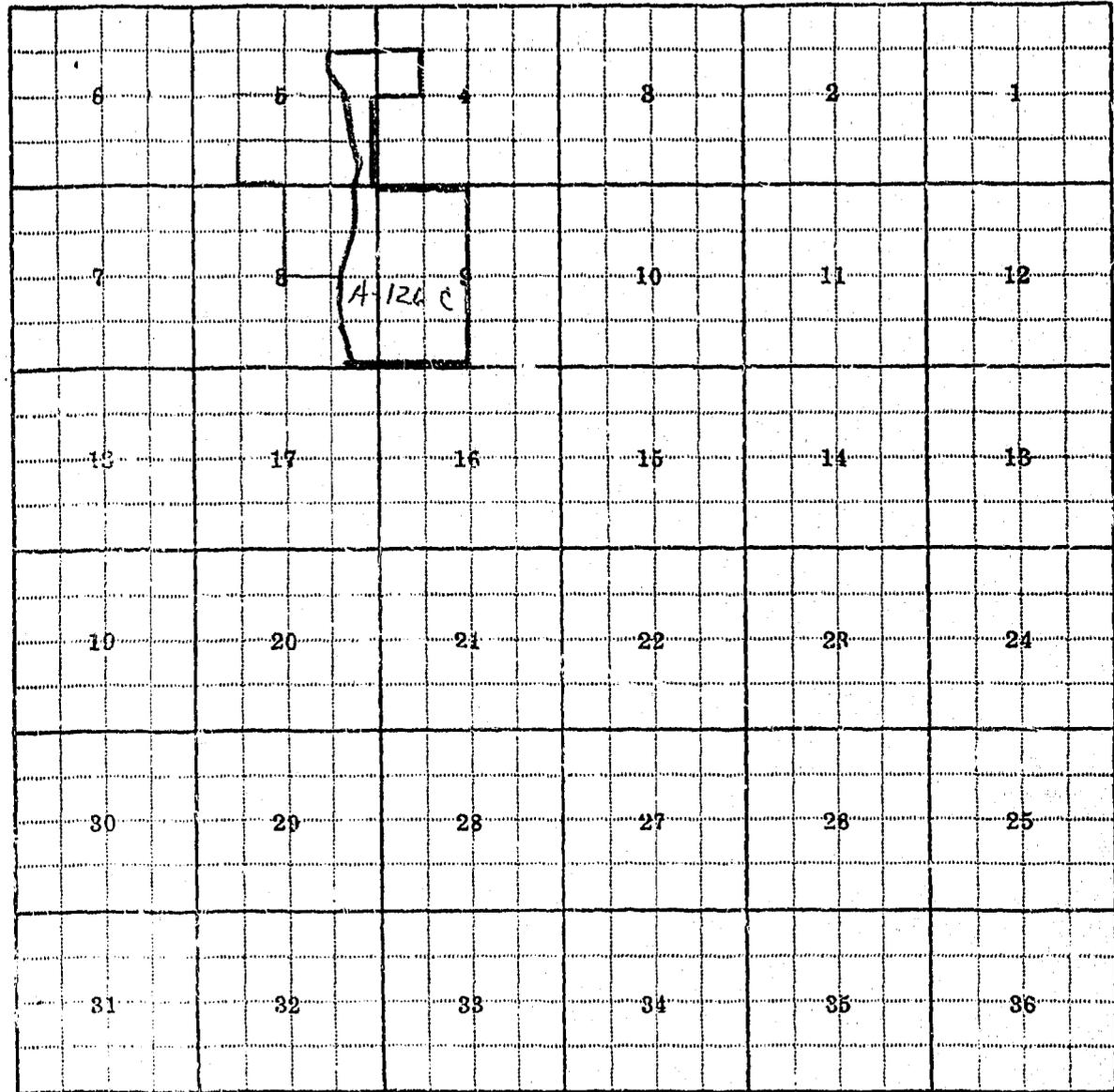
See next sheet for filing in 3N-34E



Land Ownership.....

7

7



Land Ownership

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L

L

6	5	4	3	2	1 94.4
7	8	9	10	11	12 92.9
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34	35	36

Pt 17 122.5'

Pt 2 122.5'

Land Ownership

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.....

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113

STATE ENGINEERS OFFICE
Water Resources Survey

COUNTY Big Horn

FILE NO. 113

Owner Indian Address.....

AAA Owner Indian Address.....

Operator Quest Glenn Address Custer Mont

New Owner..... Address.....

New Operator..... Address.....

Assessment Record.....

Assessed Acreage 0

Legal Description of This Farm S²SE⁴ Sec. 24 - 3 No. 33 E

Total Acres in Farm 32.2

Code Number 24A

Farm Map

Photo No. 0

AAA Contract No. 378

AAA Total Cropland Acreage 58

App. No. 337-235-345

Decree No.....

Land is located in

Twp. 31 N Rge. 33 E Twp. 31 N Rge. 34 E

Twp..... Rge..... Twp..... Rge.....

Filed in Twp. 31 N Rge. 34 E

Remarks.....

	23		24
	26		25

January 7, 1946

Glenn Quest
Custer, Montana

Dear Mr. Quest:

Ref: Irrigated land and water rights
in Big Horn County

In order that we in Montana will be able to present facts as to the amount of land we are now irrigating, protect our water rights, and keep Montana water in Montana, the Montana State Legislature enacted a law (Sec. 349.68 Montana Session Laws) requiring the State Engineer to investigate and prepare a complete record of all water rights in the state. In compliance with this law all water users in Big Horn County are being requested to supply information regarding their use of water, whether or not they are under a ditch company, Indian service projects, have land adjudicated, such as the Powers Case, or have a private water right and diversion system. We are, therefore, asking you to help us by answering the questions on the enclosed form, which pertains to the land shown thereon.

The adjoining states have already compiled records of their water use in this basin for the protection of their water rights. It is, therefore, necessary that we do the same in Montana. We have completed our survey in Yellowstone, Carbon and Stillwater counties, and have had 100% cooperation from all of the water users in these counties. I am certain that we can expect the same support in Big Horn County. In the three counties where we have completed our survey we have found that there are 239,395.80 acres being irrigated, with a potential acreage under existing facilities of 60,724.61 acres. In time to come these potential acres will be irrigated, and we must plan now to have water available for these acres when they are ready to be irrigated and put into cultivation. We feel sure that we will find this same percentage of irrigable acres under existing facilities in Big Horn County.

We in Montana must be vigilant and do everything possible to protect the rights we have. These rights have been challenged by interests outside the State of Montana, particularly the navigation interests of down-stream states, and also the water users in the neighboring states through which our interstate streams flow. In order to protect our water rights we must have a record of them and of their present uses. We feel that the only way we can obtain this

Mr. Glenn Quest

-2-

January 7, 1946

Information accurately is from the water users, or the man that is on the land. We have been working for the past seven months in Big Horn County checking farm by farm. The results of this survey are shown on the map on the enclosed form. In order to have a further check, we want you to verify our classification of the land you irrigate. If there is any information that we have compiled on this form which is not correct, we would like to have you change it. We also are depending on you to fill in the questions on this form and mail it to us in the self-addressed envelope at your earliest possible convenience.

As this land is owned by the Indians it will not be necessary for you to give us any information pertaining to water rights, but as an operator of this land we would like to have you give us the number of acres you irrigated in 1945 in Question 12, under Part C, on the enclosed form.

In order to facilitate this work a branch office of the State Engineer has been established in Billings and is located in the Roosevelt School Building on Twenty-third Street and Fourth Avenue North. If there is anything that is not clear, we would appreciate your calling on us.

Very truly yours,

Gerald J. Cravetz
Ass't State Engineer

Encl.

P.S. These forms are the property of the State of Montana and must be returned.

February 14, 1946

Glenn Quest
Custer, Montana

Dear Mr. Quest:

On January 7, 1946, this office sent you forms and a letter asking for information pertaining to your irrigated land in Township 3 North, Range 53 East.

To date we have not heard from you. With the vast water development program now being planned on the Big Horn River by Federal Agencies, it is essential that we have this information in order to show the extent of our water use and our water rights in the Big Horn Basin in Montana. This information is necessary and vital if we are to protect our present water users and the rights they have against future irrigation, navigation, power, and flood control enterprises in this area. We are asking you for this information because we feel it is the democratic way. We also feel that you are more qualified to give us this information about your irrigated land than anyone else because it is part of your business. It may be that you were busy with your farm work, or some unforeseen thing happened at the time our first letter was received and you put it aside to be answered at some other time and have forgotten all about it. All information received by us is strictly confidential, and is only used to record and tabulate the water use in the Big Horn area.

Water is as necessary to the farmer as the soil in which he plants. Without it no crops will grow - no living thing can survive. It is your water that we are trying to protect so that you will have plenty now and in the future. We must keep Montana's water in Montana. The only way we can do this is by having the support of each and every water user so that we have 100% representation of all water users. Remember - "United we stand, divided we fall".

In order to facilitate this work, a branch office of the State Engineer has been established in Billings and is located in the Roosevelt School Building on Twenty-third Street and Fourth Avenue North. Any time you are in Billings, we will appreciate your calling on us.

Hoping to hear from you in the very near future, I am

Very truly yours,

Gerald J. Oravetz
Ass't State Engineer

GJO:ef:tk

P.S. If you cannot supply us with the information requested, it may be that you can tell us of someone who can.

STATE ENGINEERS OFFICE
Water Resources Survey

Two Leggins. W.U.A.

Notice of Appropriation

1. County.....~~Big Horn~~..... Book.....~~A~~..... Page.....~~53~~..... Record.....~~M120~~.....
2. Name of Appropriator.....~~Edwards, J.E. et al~~..... Address.....~~Yellowstone County, Mont.~~.....
3. Date Appropriated.....~~6/11/09~~..... Date Filed.....~~6/15/09~~.....
Amount Appropriated, Miners Inches....., Cubic Feet per second.....~~600~~.....
4. Name of Stream.....~~Big Horn River~~..... Tributary..... Basin.....
5. Point of Diversion.....
.....~~Head-gate in S. 1/4~~.....
Sec.....~~20~~..... Twp.....~~2 S~~..... Rge.....~~33 E~~..... Bank of Stream.....
6. Purpose.....~~Irrigation, domestic and water-power.~~.....
7. Description of System.....~~Concrete head-gate with 5 gates 6 ft. wide 6 ft. deep~~.....
.....~~Canal 35 ft. bottom 51 ft. top 6 ft. deep 6 ft. deep Runs N.E.~~.....
8. Land Description of Intended Place of Use.....~~Twp. 2 S Rge 33 E~~
.....~~1 S 33 E~~
.....~~1 N 33 E~~
.....~~2 N 33 E~~
.....~~3 N 33 E~~
.....~~3 N 34 E~~.....
9. Remarks (Pertaining to Use, etc.).....~~Selling and disposing of surplus water~~.....
.....~~et al- R.E. Shepherd, C.M. Bair, and J.E. Edwards.~~.....

Decree

10. Case No..... Date..... Amt. Decreed: M. I..... C. F. S.....
11. To Whom Decreed..... Address.....
12. Name of Ditch..... Maximum Capacity (C. F. S.).....
13. Date of Priority..... Purpose.....
14. Land Description of Place of Use as Decreed.....
.....
.....
15. Remarks (Present Use Status, etc.).....
.....
.....



1.26

WR-1-10M 8-45

STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 36 A 31 A

County Big Horn

T. 3 No. R. 33 E.

3 No 34 E

Name of Land Owner Indian Address

Name of Operator Gilceath, John Address Custer, Montana

Part A

TO BE FILED BY THOSE OBTAINING IRRIGATION WATER FROM
A DITCH COMPANY OR IRRIGATION DISTRICT

- 1. Water is delivered by: Lower Big Horn River
Name of Ditch, Ditch Company or District supplying water
- 2. State the number of acres you irrigate under this system 187.4 Shares you hold
- 3. If you obtain water from more than one Company give the number of shares, acres irrigated and the name of the Company under "Remarks." If you obtain water from a Ditch Company and also have a private system fill in both Part A and Part B.

Part B

TO BE FILED BY THOSE WHO HAVE A PRIVATE DITCH, PUMP OR IRRIGATION SYSTEM
or those who have a private water right under a Ditch Company

- 4. In what year was this land first irrigated? Date
- 5. Give the name of the original appropriator (first user):
- 6. Give the date appropriated Amount filed on: Miners Inches C. F. S.
- 7. State the total number of acres irrigated under this system:
- 8. Give the point of diversion: $\frac{1}{4}$ Section Township Range

Part C

TO BE FILED BY ALL WATER USERS IN ADDITION TO PART A OR PART B

- 9. Source of Water: Big Horn River
Name of stream or lake from which water is originally diverted
- 10. Water is obtained by: (Check one) Gravity Pumping Other
- 11. What is the greatest number of acres you have irrigated? Date
- 12. How many acres did you irrigate in 1945? (Crop and pasture) 187.4
- 13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 24 This land is under what ditch? same
- 14. How many acres of seeped land do you have which could be drained and put into production?
- 15. What is the condition of your irrigation system? good
- 16. Is your water supply adequate? Yes No Explain

17. REMARKS: Discharge of Upper Present Potential Maximum Seeped Top
Table of Discharge 22.5 6.5 79.0 0 3 No 33E
114.9 17.5 137.4 0 3 No 34E

OVER

NOTE: The following questions apply only to irrigated land shown on this plan

DESCRIPTION AND MAP OF FARM

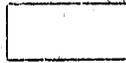
18. Legal Description of this Farm... Lots 1, 2, N $\frac{1}{2}$ NP $\frac{1}{2}$... Sec. 36... Twp. 3 No. ... Rge. 33 E.

Lot 3 - Sec. 36 - Twp. 3 No. ... Rge. 33 E.

All Sec. 31 N. + West River 3 No. 34 E.

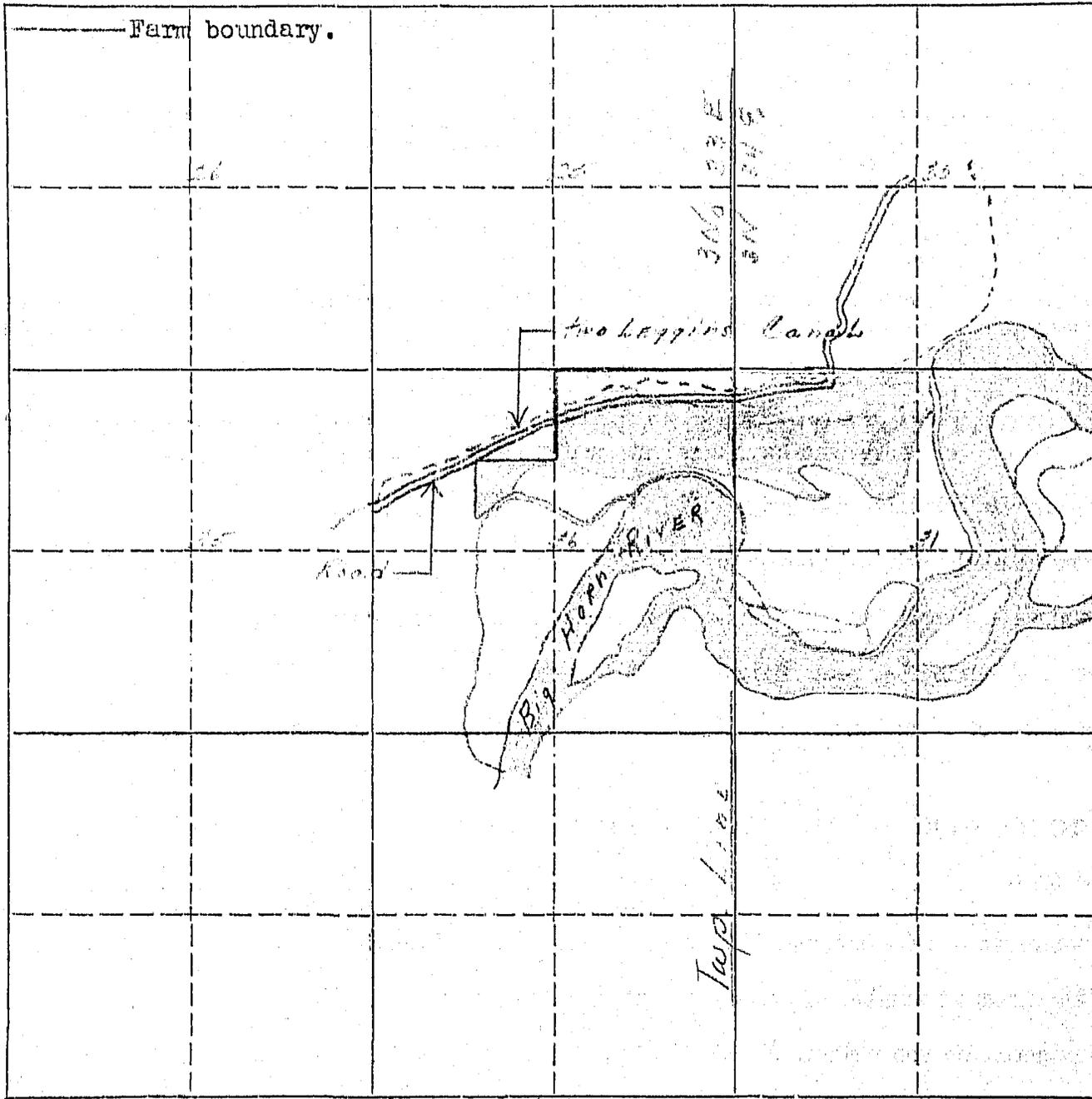


IRRIGATED LAND



NON-IRRIGATED LAND

NORTH



19. If the above land is irrigated from more than one ditch please give the acreage under each ditch in 19A and indicate the location of the land irrigated from each on the above map.

19A. Ditch: Two Lappers Canal Acres: 187.4

Ditch: _____ Acres: _____

Information supplied by:

Name Wild Check & Machine Service Report Address _____ Date July 15-46

REMARKS: _____

If you cannot answer all of the questions on this form answer as many as you can and return the form to us as soon as possible.

STATE ENGINEERS OFFICE
Water Resources Survey

COUNTY Big Horn
FILE NO. 126

Owner Indian Address.....
AAA Owner Indian Address.....
Operator Gilbreath, John Address Custer
New Owner..... Address.....
New Operator..... Address.....

Assessment Record.....

USID
Assessed Acreage 55.7

Legal Description of This Farm lots 1, 2, N^WNE⁴, Sec. 36 - 31^N 33^E.

Total Acres in Farm 350

Code Number 36A

Farm Map

Photo No. 293-12

AAA Contract No. 2043

AAA Total Cropland Acreage 127.1

App. No. 335-337-315

Decree No.....

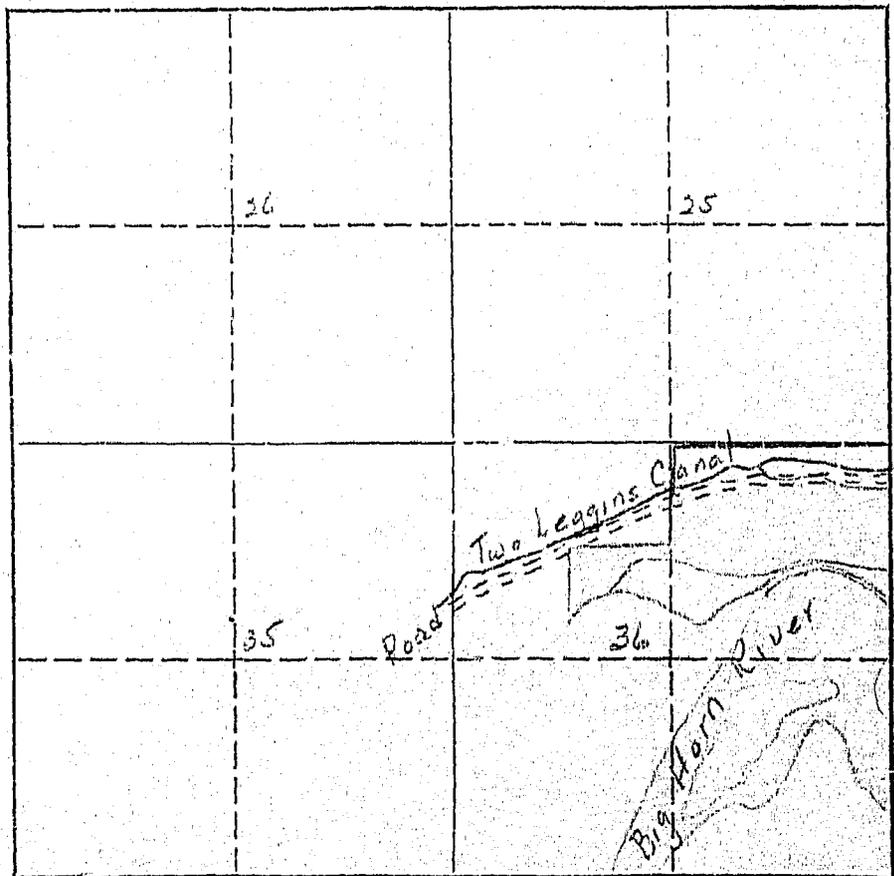
Land is located in

Twp. 31^N Rge. 33 Twp. 31^N Rge. 34

Twp..... Rge..... Twp..... Rge.....

Filed in Twp. 31 Rge. 33

Remarks.....



I-55.7-6.5-622

STATE ENGINEERS OFFICE
Water Resources Survey

COUNTY Big Horn

FILE NO. 127

Owner Indian Address.....

AAA Owner Indian Address.....

Operator Gilreath, John Address Custer, Mont.

New Owner..... Address.....

New Operator..... Address.....

Assessment Record.....

USID
Assessed Acreage 16.8

Legal Description of This Farm lot 3. Sec. 36 - 3 No - 33 E.

Total Acres in Farm 27

Code Number 36A

Farm Map

Photo No. 243-12

AAA Contract No. 393

AAA Total Cropland Acreage 8.1

App. No. 335-337-345

Decree No.....

Land is located in

Twp. 3 N Rge. 33 Twp..... Rge.....

Twp..... Rge..... Twp..... Rge.....

Filed in Twp. 3 N Rge. 33 E

Remarks.....

	26		25
	35		36

MAP on other sheet.

I-16.8-0-16.8

January 7, 1946

Mr. John Gilreath
Custer, Montana

Dear Mr. Gilreath:

Ref: Irrigated land and water rights
in Big Horn County

In order that we in Montana will be able to present facts as to the amount of land we are now irrigating, protect our water rights, and keep Montana water in Montana, the Montana State Legislature enacted a law (Sec. 349.68 Montana Sessions Laws) requiring the State Engineer to investigate and prepare a complete record of all water rights in the state. In compliance with this law all water users in Big Horn County are being requested to supply information regarding their use of water, whether or not they are under a ditch company, Indian service projects, have land adjudicated, such as the Powers Case, or have a private water right and diversion system. We are, therefore, asking you to help us by answering the questions on the enclosed form, which pertains to the land shown thereon.

The adjoining states have already compiled records of their water use in this basin for the protection of their water rights. It is, therefore, necessary that we do the same in Montana. We have completed our survey in Yellowstone, Carbon, and Stillwater Counties, and have had 100% cooperation from all of the water users in these counties. I am certain that we can expect the same support in Big Horn County. In the three counties where we have completed our survey we have found that there are 239,395.80 acres being irrigated, with a potential acreage under existing facilities of 60,724.61 acres. In time to come these potential acres will be irrigated, and we must plan now to have water available for these acres when they are ready to be irrigated and put into cultivation. We feel sure that we will find this same percentage of irrigable acres under existing facilities in Big Horn County.

We in Montana must be vigilant and do everything possible to protect the rights we have. These rights have been challenged by interests outside the State of Montana, particularly the navigation interests of down-stream states, and also the water users in the neighboring states through which our interstate streams flow. In order to protect our water rights we must have a record of them and of their present uses. We feel that the only way we can obtain this

Mr. John Gilreath

-2-

January 7, 1946

information accurately is from the water users, or the man that is on the land. We have been working for the past seven months in Big Horn County checking farm by farm. The results of this survey are shown on the map on the enclosed form. In order to have a further check, we want you to verify our classification of the land you irrigate. If there is any information that we have compiled on this form which is not correct, we would like to have you change it. We also are depending on you to fill in the questions on this form and mail it to us in the self-addressed envelope at your earliest possible convenience.

As this land is owned by the Indians it will not be necessary for you to give us any information pertaining to water rights, but as an operator of this land we would like to have you give us the number of acres you irrigated in 1945 in Question 12, under Part C, on the enclosed form.

In order to facilitate this work a branch office of the State Engineer has been established in Billings and is located in the Roosevelt School Building on Twenty-third Street and Fourth Avenue North. If there is anything that is not clear, we would appreciate your calling on us.

Very truly yours,

Gerald J. Oravetz
Ass't State Engineer

Encl.

P.S. These forms are the property of the State of Montana and must be returned.

STATE ENGINEER'S OFFICE
Water Resources Survey

Notice of Appropriation

1. County Big Horn Book A Page 53 Record Misc.

2. Name of Appropriator Edwards, J.E. et al Address Yellowstone County, Mont.

3. Date Appropriated 6/11/09 Date Filed 6/15/09

Amount Appropriated, Miners Inches....., Cubic Feet per second 600

4. Name of Stream Big Horn River Tributary..... Basin.....

5. Point of Diversion.....
Head-gate in S.E. 1/4

Sec. 30 Twp. 2 S Rge. 33 E Bank of Stream.....

6. Purpose Irrigation, domestic and water-power.

7. Description of System Concrete head-gate with 5 gates 6 ft.wide 6 ft.deep
Canal 33 ft.bottom 51 ft.top 6 ft.deep 6 ft.deep runs N E.

8. Land Description of Intended Place of Use.....
Twp. 2 S Rge 33 E
1 S 33 E
1 N 33 E
2 N 33 E
3 N 33 E
3 N 34 E

9. Remarks (Pertaining to Use, etc.) Selling and disposing of surplus water
et al- R.E.Shepherd, C.M.Bair, and J.E.Edwards.

Decree

10. Case No..... Date..... Amt. Decreed: M. I..... C. F. S.....

11. To Whom Decreed..... Address.....

12. Name of Ditch..... Maximum Capacity (C. F. S.).....

13. Date of Priority..... Purpose.....

14. Land Description of Place of Use as Decreed.....

15. Remarks (Present Use Status, etc.).....

February 14, 1946

John Gilreath
Custer, Montana

Dear Mr. Gilreath:

On January 7, 1946, this office sent you forms and a letter asking for information pertaining to your irrigated land in Township 3 North, Range 33 East.

To date we have not heard from you. With the vast water development program now being planned on the Big Horn River by Federal Agencies, it is essential that we have this information in order to show the extent of our water use and our water rights in the Big Horn Basin in Montana. This information is necessary and vital if we are to protect our present water users and the rights they have against future irrigation, navigation, power, and flood control enterprises in this area. We are asking you for this information because we feel it is the democratic way. We also feel that you are more qualified to give us this information about your irrigated land than anyone else because it is part of your business. It may be that you were busy with your farm work, or some unforeseen thing happened at the time our first letter was received and you put it aside to be answered at some other time and have forgotten all about it. All information received by us is strictly confidential, and is only used to record and tabulate the water use in the Big Horn area.

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In order to facilitate this work, a branch office of the State Engineer has been established in Billings and is located in the Roosevelt School Building on Twenty-third Street and Fourth Avenue North. Any time you are in Billings, we will appreciate your calling on us.

Hoping to hear from you in the very near future, I am:

Very truly yours,

Gerald J. Oravetz
Ass't State Engineer

GJO:ef:tk

P.S. If you cannot supply us with the information requested, it may be that you can tell us of someone who can.

36-B

W.P. 3116
No. _____

A Study of Montana's Water Resources

Form WR-4

Record of a Farm under A.A.A. Program Having Irrigated Land

A.A.A. Contract No. 393 County Big Horn Twp. 3 North Rng. 33 East

Name of Owner L.S. Jordan, Dept. Address Crow Agency, Mont.

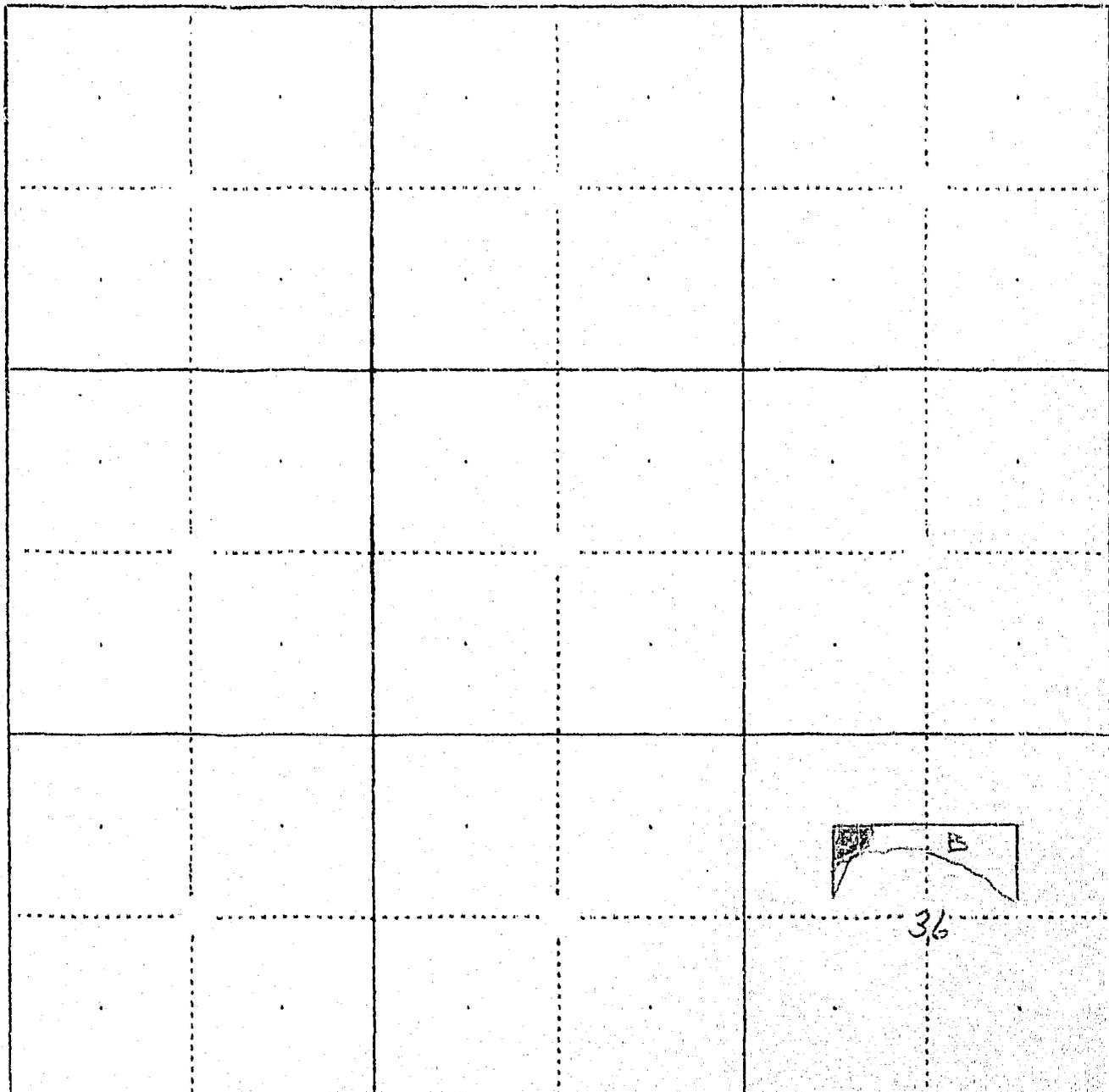
Name of Operator Elizabeth Jordan Address Hardin Mont.

Total Number of Acres in Farm 45.88 Number of Acres Irrigated in 1940 8

Outline on the plat below in red pencil the boundaries of the farm unit. If possible, show in blue pencil the location of the irrigated land. The section number (s) should be clearly indicated. Obtain the legal description from county ownership records and correct boundaries if necessary.

Legal Description Lots 2, 3 sec 36-3N-33E

LC 38



Two left



128

Form WR-1-10M 8-45

STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 35 B, 36 B
County Big Horn
T. 3 N. R. 33 E.

Name of Land Owner Lincoln Realty Co. Address Security Bldg., Billings, Mont.
c/o H. Gregory
Name of Operator Herbel, Harry Address Hardin, Montana

Part A

TO BE FILED BY THOSE OBTAINING IRRIGATION WATER FROM
A DITCH COMPANY OR IRRIGATION DISTRICT

- 1. Water is delivered by: Two Legains Water Users Association
Name of Ditch, Ditch Company or District supplying water
- 2. State the number of acres you irrigate under this system 3.8 Shares you hold 90
- 3. If you obtain water from more than one Company, give the number of shares, acres irrigated and the name of the Company under "Remarks." If you obtain water from a Ditch Company and also have a private system fill in both Part A and Part B.

Part B

TO BE FILED BY THOSE WHO HAVE A PRIVATE DITCH, PUMP OR IRRIGATION SYSTEM
or those who have a private water right under a Ditch Company

- 4. In what year was this land first irrigated? Date June as ditch Co.
- 5. Give the name of the original appropriator (first user):
- 6. Give the date appropriated Amount filed on: Miners Inches C. F. S.
- 7. State the total number of acres irrigated under this system:
- 8. Give the point of diversion: 1/4 1/4 Section Township Range

Part C

TO BE FILED BY ALL WATER USERS IN ADDITION TO PART A OR PART B

- 9. Source of Water: Big Horn River
Name of stream or lake from which water is originally diverted
- 10. Water is obtained by: (Check one) Gravity Pumping Other
- 11. What is the greatest number of acres you have irrigated? 3.8 Date
- 12. How many acres did you irrigate in 1945? (Crop and pasture) 7.8
- 13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 2 This land is under what ditch? Two Legains
- 14. How many acres of seeped land do you have which could be drained and put into production? 10
- 15. What is the condition of your irrigation system? good
- 16. Is your water supply adequate? Yes No Explain
- 17. REMARKS:

15 ac. Pat

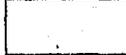
OVER

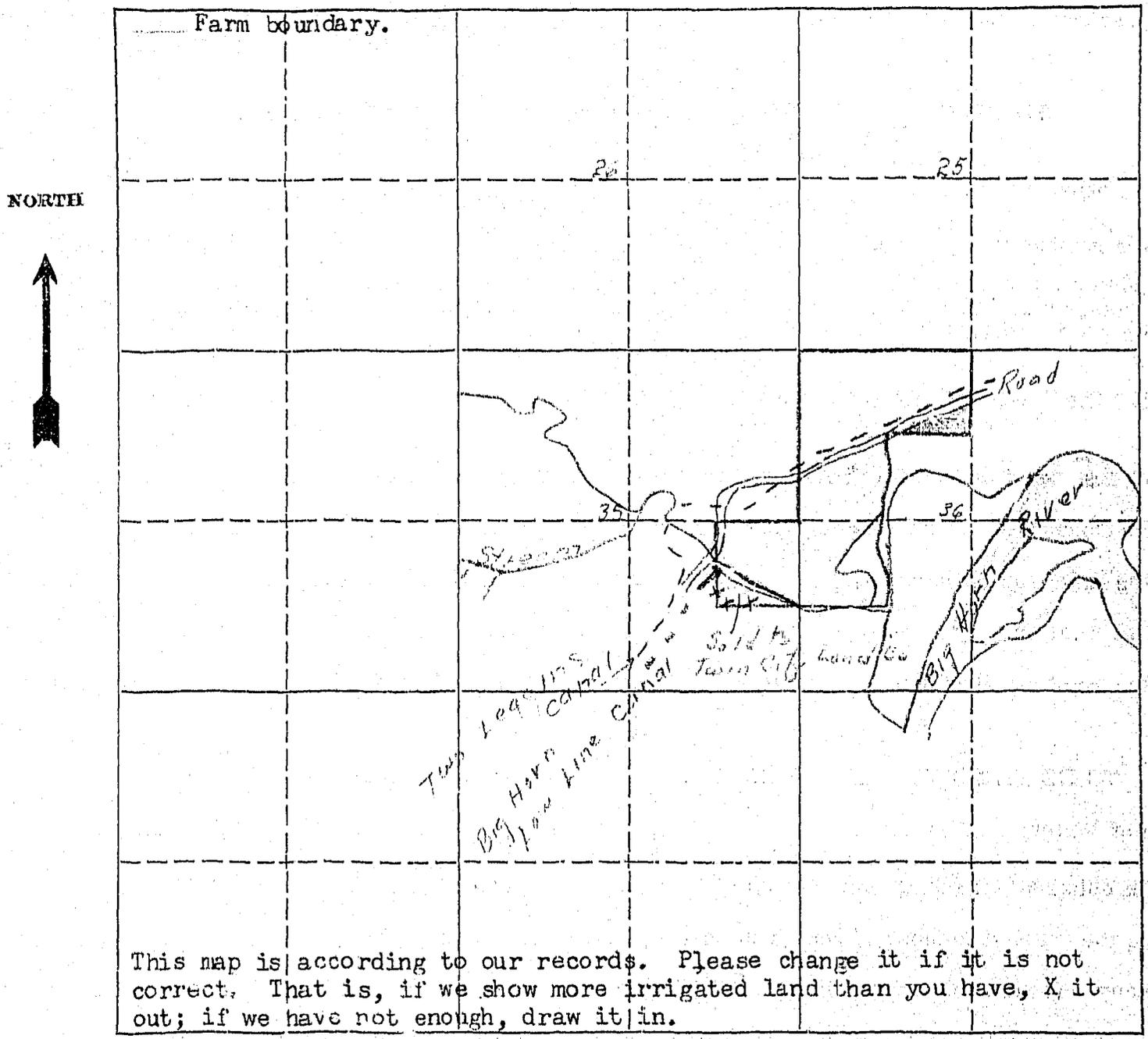
NOTE: The foregoing questions apply only to irrigated land shown on this plat.

DESCRIPTION AND MAP OF FARM

18. Legal Description of this Farm NESE¹/₄, Sec. 35; lots 4, 5, N¹/₂NW¹/₄, Sec. 36, T. 3 N., R. 33 E.

Dry land not shown.

 IRRIGATED LAND  NON-IRRIGATED LAND



19. If the above land is irrigated from more than one ditch please give the acreage under each ditch in 19A and indicate the location of the land irrigated from each on the above map.

19A. Ditch: Tuna Legains Canal Acres: 98

Ditch: _____ Acres: _____

Information supplied by:

Name J. C. King Address office call Date Jan. 22-1946

REMARKS: Taken by 711 E. 10

If you cannot answer all of the questions on this form answer as many as you can and return the form to us as soon as possible.

STATE ENGINEERS OFFICE
Water Resources Survey

Two Leggins. W.U.A.

Notice of Appropriation

1. County Big Horn Book A Page 53 Record Misc.
2. Name of Appropriator Edwards, J.E. et al Address Yellowstone County, Mont.
3. Date Appropriated 6/11/09 Date Filed 6/15/09
Amount Appropriated, Miners Inches _____, Cubic Feet per second 600
4. Name of Stream Big Horn River Tributary _____ Basin _____
5. Point of Diversion _____
Head-gate in S.E. 1/4
Sec. 20 Twp. 2 S Rge. 33 E Bank of Stream _____
6. Purpose Irrigation, domestic and water-power.
7. Description of System Concrete head-gate with 5 gates 6 ft. wide 6 ft. deep
Canal 33 ft. bottom 51 ft. top 6 ft. deep 3 ft. deep Runs N.E.
8. Land Description of Intended Place of Use Twp. 2 S Rge 33 E
1 S 33 E
1 N 33 E
2 N 33 E
3 N 33 E
3 N 34 E
9. Remarks (Pertaining to Use, etc.) Selling and disposing of surplus water
et al= R.E. Shepherd, C.M. Bair, and J.E. Edwards.

Decree

10. Case No. _____ Date _____ Amt. Decreed: M. I. _____ C. F. S. _____
11. To Whom Decreed _____ Address _____
12. Name of Ditch _____ Maximum Capacity (C. F. S.) _____
13. Date of Priority _____ Purpose _____
14. Land Description of Place of Use as Decreed _____

15. Remarks (Present Use Status, etc.) _____



FRED E. BUCK, STATE ENGINEER
GERALD J. CRAVETZ, ASSISTANT

STATE OF MONTANA

STATE ENGINEER

BILLINGS, MONTANA

January 7, 1946

Lincoln Realty Co.
c/o H. Gregory
Security Bldg.
Billings, Montana

Dear Mr. Gregory:

Ref: Irrigated land and water rights
in Big Horn County

In order that we in Montana will be able to present facts as to the amount of land we are now irrigating, protect our water rights, and keep Montana water in Montana, the Montana State Legislature enacted a law (Sec. 349.6⁸ Montana Session Laws) requiring the State Engineer to investigate and prepare a complete record of all water rights in the state. In compliance with this law all water users in Big Horn County are being requested to supply information regarding their use of water, whether or not they are under a ditch company, Indian service projects, have land adjudicated, such as the Powers Case, or have a private water right and diversion system. We are, therefore, asking you to help us by answering the questions on the enclosed form, which pertains to the land shown thereon.

The adjoining states have already compiled records of their water use in this basin for the protection of their water rights. It is, therefore, necessary that we do the same in Montana. We have completed our survey in Yellowstone, Carbon and Stillwater counties, and have had 100% cooperation from all of the water users in these counties. I am certain that we can expect the same support in Big Horn County. In the three counties where we have completed our survey we have found that there are 239,395.80 acres being irrigated, with a potential acreage under existing facilities of 60,724.61 acres. In time to come these potential acres will be irrigated, and we must plan now to have water available for these acres when they are ready to be irrigated and put into cultivation. We feel sure that we will find this same percentage of irrigable acres under existing facilities in Big Horn County.

We in Montana must be vigilant and do everything possible to protect the rights we have. These rights have been challenged by interests outside the State of Montana, particularly the navigation interests of down-stream states, and also the water users in the neighboring states through which our interstate streams flow. In order to protect our water rights we must have a record of them and of their present uses. We feel that the only way we can obtain this

Lincoln Realty Co.

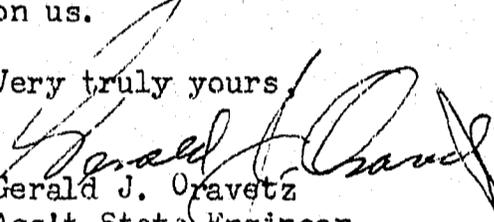
-2-

January 7, 1946

information accurately is from the water users, or the man that is on the land. We have been working for the past seven months in Big Horn County checking farm by farm. The results of this survey are shown on the map on the enclosed form. In order to have a further check, we want you to verify our classification of the land you irrigate. If there is any information that we have compiled on this form which is not correct, we would like to have you change it. We also are depending on you to fill in the questions on this form and mail it to us in the self-addressed envelope at your earliest possible convenience.

In order to facilitate this work a branch office of the State Engineer has been established in Billings and is located in the Roosevelt School Building on Twenty-third Street and Fourth Avenue North. If there is anything that is not clear, we would appreciate your calling on us.

Very truly yours,


Gerald J. Oravetz
Ass't State Engineer

Encl.

P.S. These forms are the property of the State of Montana and must be returned.

STATE ENGINEERS OFFICE
Water Resources Survey

COUNTY Big Horn

FILE NO. 128

Owner Lincoln Realty Co To H. Gregory Address Security Bldg., Billings, Mont

AAA Owner Lincoln Realty Co Address _____

Operator Herbel, Harry Address Hardin, Mont

New Owner _____ Address _____

New Operator _____ Address _____

Assessment Record NESE^{1/4}, lots 5, 6, 7, N^{1/2} NW^{1/4}, Sec. 35
lots 4, 5, N^{1/2} NW^{1/4}, Sec. 36 3 No. 33E.

Assessed Acreage 99.39

Legal Description of This Farm NESE^{1/4}, Sec 35, lots 4, 5, N^{1/2} NW^{1/4}, Sec. 36 - 3 No 33E
dry land not shown.

Total Acres in Farm 160.0

Code Number 35B-36B

Farm Map

Photo No. 243-12

AAA Contract No. 392

AAA Total Cropland Acreage 87.5

App. No. 335-337-345

Decree No. _____

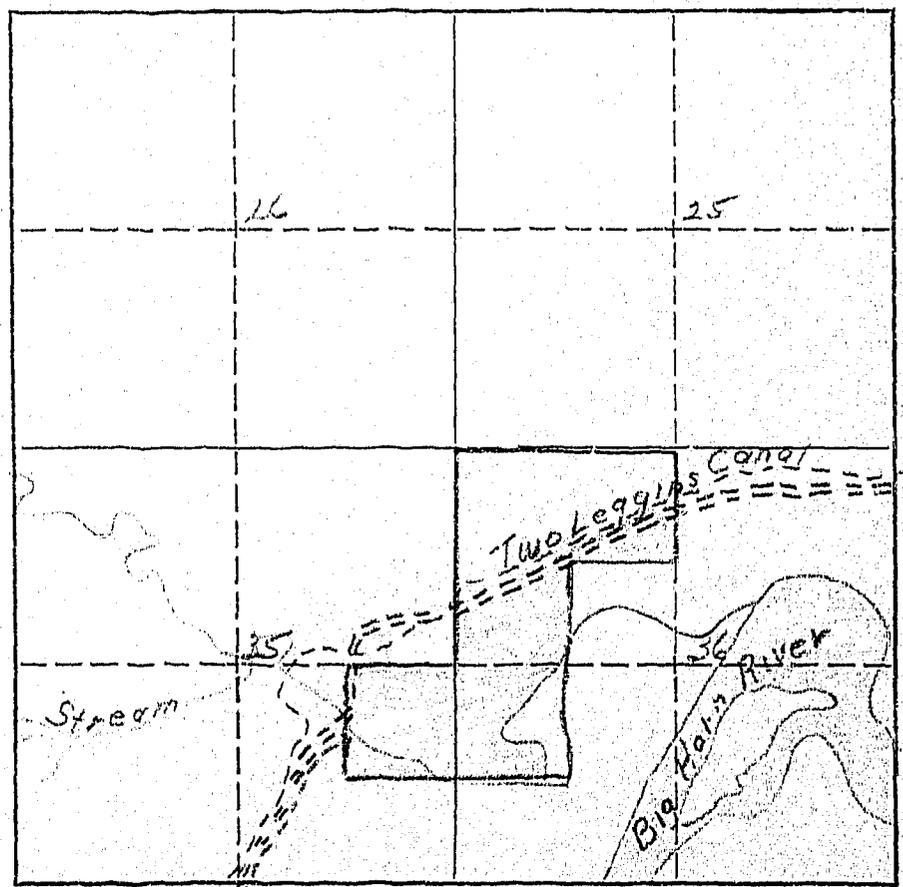
Land is located in

Twp. 3 No Rge. 33E Twp. _____ Rge. _____

Twp. _____ Rge. _____ Twp. _____ Rge. _____

Filed in Twp. _____ Rge. _____

Remarks _____



Road Big Horn Low Line Canal

January 7, 1946

Lincoln Realty Co.
c/o H. Gregory
Security Bldg.
Billings, Montana

Dear Mr. Gregory:

Ref: Irrigated land and water rights
in Big Horn County

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Lincoln Realty Co.

-2-

January 7, 1946

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Very truly yours,

Gerald J. Oravetz
Ass't State Engineer

Encl.

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According to our records the following notices of appropriations were filed on and cover your land.

On August 6, 1906, Roy McKim, C. L. Harris, F. W. Hine, & Thomas S. Ballew filed for 750 cubic feet from the Big Horn River, recorded in Miscellaneous Records, Page 46, Book A, Big Horn County; (335)

On March 11, 1907, the Big Horn Water User's Assn. (7 directors - C. C. Calhoun, Seth H. Hastings, Chas. G. Danielson, Harry Rosemond, Frank J. Eder, John Reno, and Frank H. Church) filed for water from the Big Horn River, recorded in Miscellaneous Records, Book A, Page 48, Big Horn County. (337)

On November 2, 1907, the Big Horn Low Line Ditch Co. through A. L. Mitchell, Pres., filed for 250 cubic feet from the Big Horn River, recorded in Miscellaneous Records, Book A, Page 27, Big Horn County. (345)

Are these appropriations now in use? If they are not, mark them "No"., and if they are, mark them "Yes".

35-B
36-D

W.P. 3116
No. _____

A Study of Montana's Water Resources

Form WR-4

Record of a Farm under A.A.A. Program Having Irrigated Land

A.A.A. Contract No. 392 County Big Horn Twp. 3 North Rng. 33 East

Name of Owner Lincoln Realty Co. / Jones Robt. Address Billings Mont.

Name of Operator Herbert Williams Address Hardin Mont.

Total Number of Acres in Farm 200 1/3 Number of Acres Irrigated in 1940 87

Outline on the plat below in red pencil the boundaries of the farm unit. If possible, show in blue pencil the location of the irrigated land. The section number (s) should be clearly indicated. Obtain the legal description from county ownership records and correct boundaries if necessary.

Legal Description NE⁴SE⁴ 35 - N²NW⁴, SW⁴NW⁴, NW⁴SW⁴, 36-3N-33E



LC 20 (35)
 16 (36)
 116
 Two Leggins
 Ditch
 C.
 90

13
 1
 29.
 33
 16



STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Form WR-1-10M 8-45
1 B, 2 D, 2 E,
Code No. 3 A, 3 C, 10 A,
11 A, 35A.
County Big Horn
T. 3 N. R. 33 E.
2 N. 33 E.

Name of Land Owner Olenick, Joseph Address Hardin, Montana

Name of Operator Olenick, John & Nevel Jack Address Hardin, Mont

Part A

TO BE FILED BY THOSE OBTAINING IRRIGATION WATER FROM
A DITCH COMPANY OR IRRIGATION DISTRICT

1. Water is delivered by: Big Horn Lowline, Two Leggers Canal
Name of Ditch, Ditch Company or District supplying water
2. State the number of acres you irrigate under this system: 120 Acres Shares you hold: 100 Big Horn, 20 Two Leggers
3. If you obtain water from more than one Company, give the number of shares, acres irrigated and the name of the Company under "Remarks." If you obtain water from a Ditch Company and also have a private system fill in both Part A and Part B.

Part B

TO BE FILED BY THOSE WHO HAVE A PRIVATE DITCH, PUMP OR IRRIGATION SYSTEM
or those who have a private water right under a Ditch Company

4. In what year was this land first irrigated? Date
5. Give the name of the original appropriator (first user):
6. Give the date appropriated. Amount filed on: Miners Inches C. F. S.
7. State the total number of acres irrigated under this system:
8. Give the point of diversion: 1/4 Section Township Range

Part C

TO BE FILED BY ALL WATER USERS IN ADDITION TO PART A OR PART B

9. Source of Water: Big Horn River
Name of stream or lake from which water is originally diverted
10. Water is obtained by: (Check one) Gravity Pumping Other
11. What is the greatest number of acres you have irrigated? 196 Date All time
12. How many acres did you irrigate in 1945? (Crop and pasture) 196
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 15 This land is under what ditch? Big Horn
14. How many acres of seeped land do you have which could be drained and put into production? About 100 A
15. What is the condition of your irrigation system? Good
16. Is your water supply adequate? Yes No Explain
17. REMARKS:

	Shares	Acres	Per	Mas.	Seep	
Big Horn Lowline	100	120	0	4.0	0	3 N. 33 E.
Two Leggers	20	18	15	3.3	0	3 N. 33 E.
Big Horn Lowline	100	120	100	2.16	100	3 N. 33 E.
Two Leggers	20	18	0	5.8	0	3 N. 33 E.

OVER

NOTE: The foregoing questions apply only to irrigated land shown on this plat.

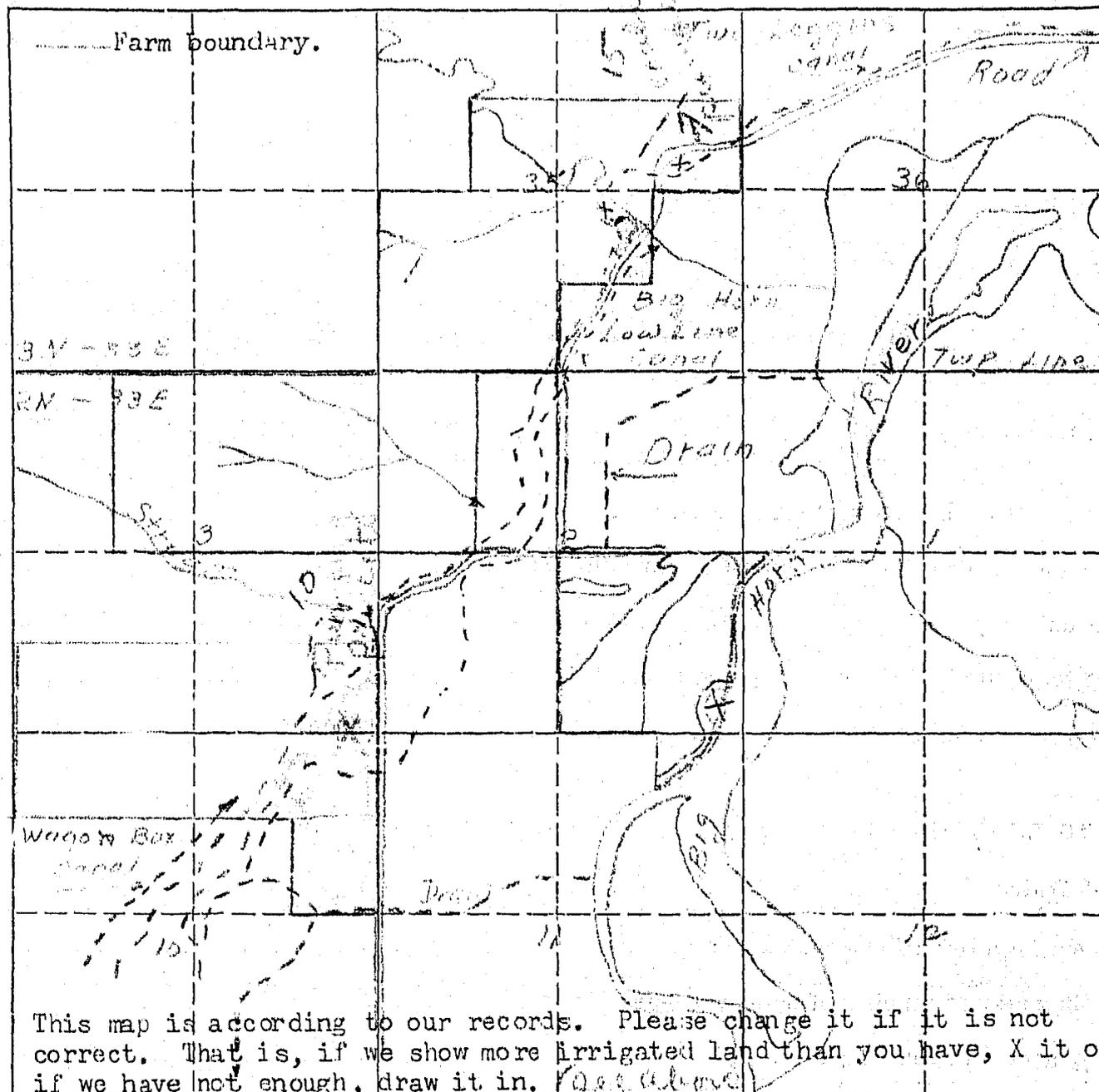
DESCRIPTION AND MAP OF FARM

18. Legal Description of this Farm: $S\frac{1}{2}NE\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}$, $SW\frac{1}{4}$ - Sec. 35, T. 3 N., R. 33 E.

Frac. $SE\frac{1}{4}$, Sec. 2; lot 1, Sec. 11; lot 7, Sec. 1; $W\frac{1}{4}NW\frac{1}{4}$, Sec. 2; $NE\frac{1}{4}$, $E\frac{1}{4}NW\frac{1}{4}$, Sec. 3;
 $S\frac{1}{2}S\frac{1}{2}$, Sec. 3; $N\frac{1}{2}N\frac{1}{2}$, $SE\frac{1}{4}$, Sec. 10 - Twp. 2 N., Rge. 33 E.

IRRIGATED LAND NON-IRRIGATED LAND

NORTH



This map is according to our records. Please change it if it is not correct. That is, if we show more irrigated land than you have, X it out; if we have not enough, draw it in. See above.

19. If the above land is irrigated from more than one ditch please give the acreage under each ditch in 19A and indicate the location of the land irrigated from each on the above map.

19A. Ditch: Two Leggers Canal Acres: 76

Ditch: Wagon Line Acres: 120

Information supplied by:

Name: Joseph A. Clark Address: Hardy, Mont. Date: 1-12-45

REMARKS: _____

If you cannot answer all of the questions on this form answer as many as you can and return the form to us as soon as possible.

STATE ENGINEERS OFFICE
Water Resources Survey

COUNTY Big Horn

FILE NO. 130

Owner Olanick, Joseph Address Hardy, Mont

AAA Owner " " Address

Operator Newell, Jack Address

New Owner Address

New Operator Address

Assessment Record Lot 4, SW 1/4, Frae SE, Sec 2, lot 1 - Sec. 11 - 2 No - 33E
lot 7 - Sec 1 - 2 No 33E

Assessed Acreage

Legal Description of This Farm Frae SE, Sec. 2 - lot 1 - Sec. 11 - 2 No - 33E
lot 7. sec. 1 2 No 33E

Total Acres in Farm 174.0

Code Number 1 B-2 D-11 A

Photo No. 243-13, 243-14,

AAA Contract No. 366 C. 1

AAA Total Cropland Acreage 67.9

App. No. 335-336-337-339-345

Decree No.

Land is located in

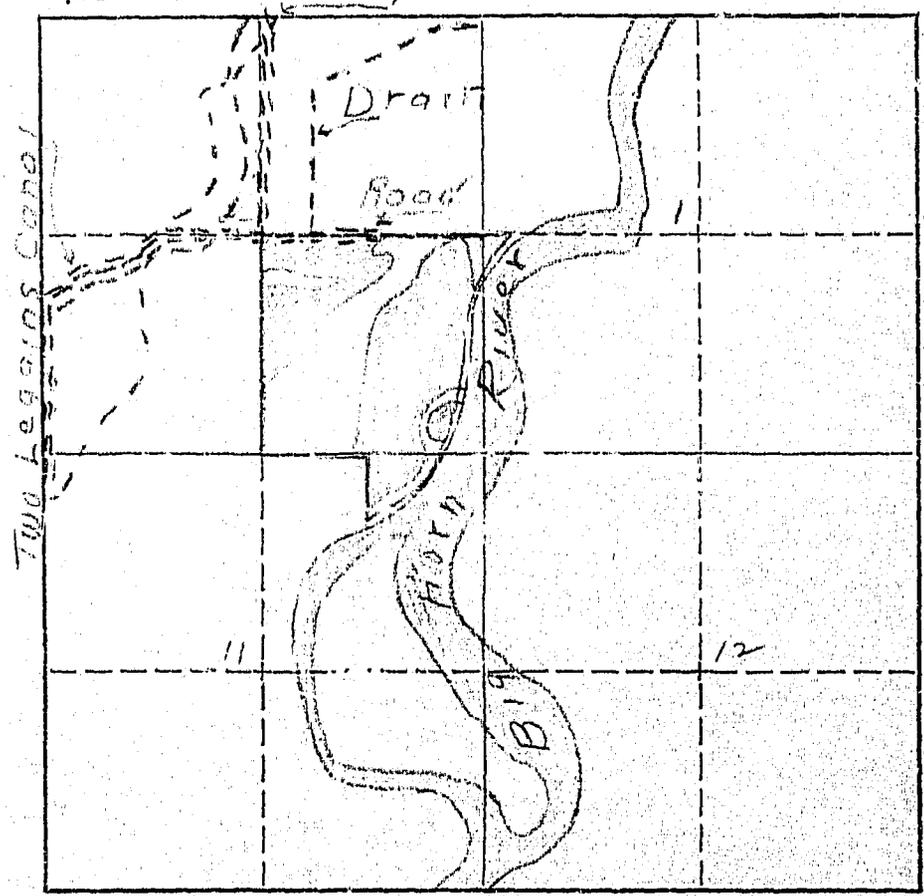
Twp. 2 No Rge. 33E Twp. Rge.

Twp. Rge. Twp. Rge.

Filed in Twp. 3 N Rge. 33E

Remarks

Big Horn
Low Line Canal Farm Map



STATE ENGINEERS OFFICE
Water Resources Survey

COUNTY Big Horn

FILE NO. 130

Owner Danick Jasek Address Harden Mont.

AAA Owner " " Address " "

Operator " " Address " "

New Owner Address

New Operator Address

Assessment Record Lot 4, SW 1/4 Sec. 2 - E 1/4 NW 1/4 Sec. 2 - NE 1/4 Sec. 3 - 2 No. 33 E.

Assessed Acreage 25.0

Legal Description of This Farm N 1/4 NW 1/4 Sec. 2 - NE 1/4 E 1/4 NW 1/4 Sec. 3 - 2 No. 33 E.

Total Acres in Farm 320.0

Code Number 2E, 3A

Farm Map

Photo No. 243-135 243-88

AAA Contract No. 8468

AAA Total Cropland Acreage 0.

App. No. 335-336 337-339-345

Decree No.

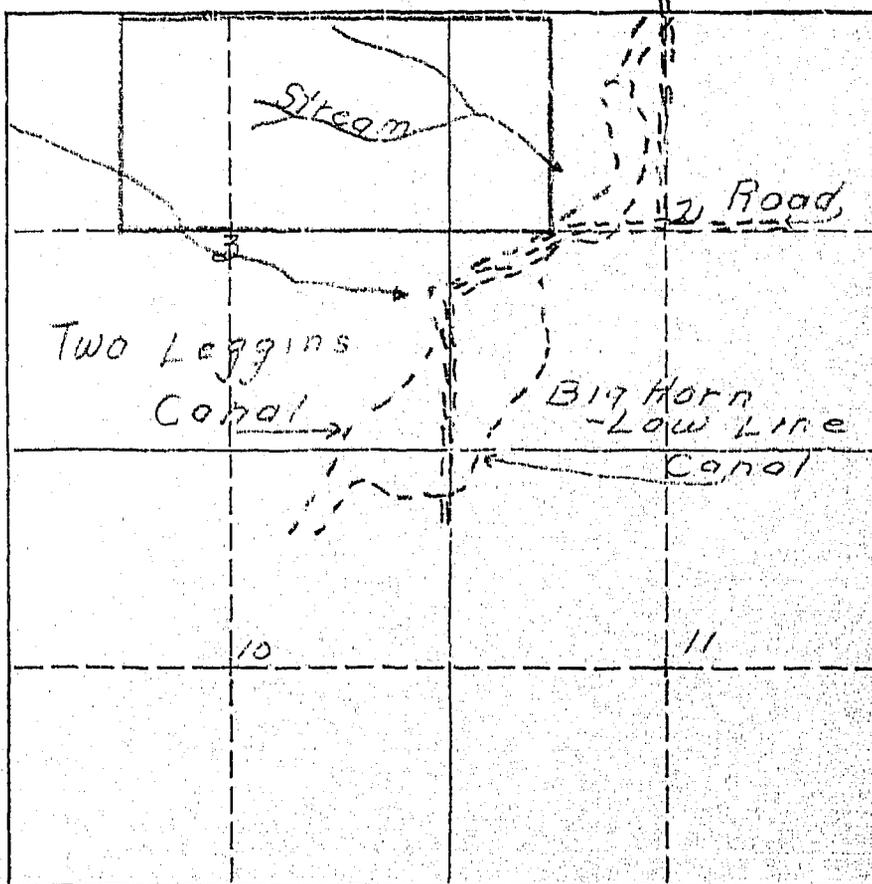
Land is located in

Twp. 2N Rge. 33E Twp. Rge.

Twp. Rge. Twp. Rge.

Filed in Twp. 3N Rge. 33E

Remarks



STATE ENGINEERS OFFICE
Water Resources Survey

COUNTY Big Horn

FILE NO. 130

Owner Olemick, Joseph Address Hardin, Mont.

AAA Owner _____ Address _____

Operator Olemick, John F. Address Hardin, Mont.

New Owner _____ Address _____

New Operator _____ Address _____

Assessment Record S²S², Sec. 3 N²N², SE¹NE⁴, Sec. 10 - 2N² - 33E.

Assessed Acreage 80.0

Legal Description of This Farm S²S², Sec. 3 - N²N², SE¹NE⁴, Sec. 10 - 2N² - 33E.

Total Acres in Farm 360.0

Code Number 30-10A-

Farm Map Big Horn Low Line Canal

Photo No. 213-882 213-879

AAA Contract No. 307-

AAA Total Cropland Acreage 117.3

App. No. 335-336-337-339-345

Decree No. _____

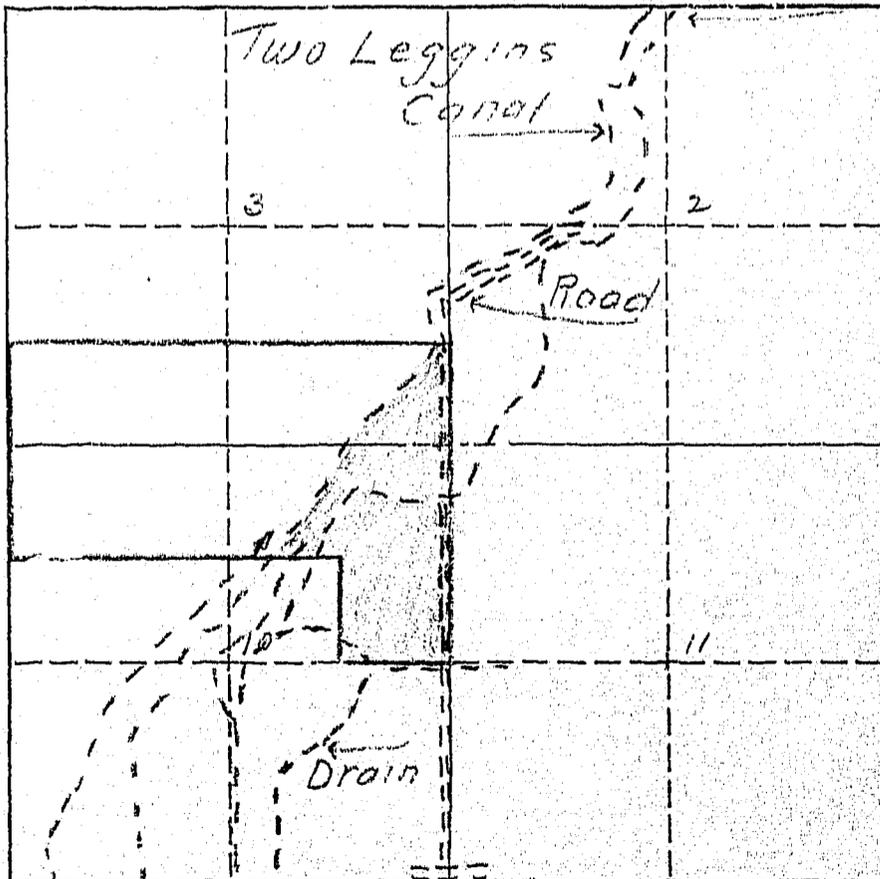
Land is located in

Twp. 2N Rge. 33E Twp. _____ Rge. _____

Twp. _____ Rge. _____ Twp. _____ Rge. _____

Filed in Twp. 3N Rge. 33E

Remarks _____



↑ Wagon Box Canal

STATE ENGINEERS OFFICE
Water Resources Survey

Two Legals W.U.A.

Notice of Appropriation

1. County Big Horn Book A Page 53 Record Misc.

2. Name of Appropriator Edwards, J. E. et al Address Yellowstone County, Mont.

3. Date Appropriated 5/11/09 Date Filed 5/15/09

Amount Appropriated, Miners Inches _____, Cubic Feet per second 600

4. Name of Stream Big Horn River Tributary _____ Basin _____

5. Point of Diversion _____

Head-gate in S. 21

Sec. 20 Twp. 2 S Rge. 33 E Bank of Stream _____

6. Purpose Irrigation, domestic and water power

7. Description of System Concrete head-gate with 5 gates 6 ft. wide 6 ft. deep.

Canal 33 ft. bottom, 51 ft. top 6 ft. deep. Runs N.E.

8. Land Description of Intended Place of Use Twp. 2 S Rge. 33 E

<u>1 S</u>	<u>33 E</u>
<u>1 N</u>	<u>33 E</u>
<u>2 S</u>	<u>33 E</u>
<u>3 N</u>	<u>33 E</u>
<u>3 N</u>	<u>34 E</u>

9. Remarks (Pertaining to Use, etc.) Selling and disposing of surplus water.

at s/w H. E. Shepard, C. M. Bair, and J. E. Edwards.

Decree

10. Case No. _____ Date _____ Amt. Decreed: M. I. _____ C. F. S. _____

11. To Whom Decreed _____ Address _____

12. Name of Ditch _____ Maximum Capacity (C. F. S.) _____

13. Date of Priority _____ Purpose _____

14. Land Description of Place of Use as Decreed _____

15. Remarks (Present Use Status, etc.) _____

STATE ENGINEERS OFFICE
Water Resources Survey

COUN. Y. Big Horn

FILE NO. 130

Owner Derrick, Joseph

Address Hardin, Mont.

AAA Owner

Address

Operator Newell, Jack

Address Hardin, Mont.

New Owner

Address

New Operator

Address

Assessment Record S¹NE¹, SENW¹, NWSE¹, SW¹, Sec. 35- 3N. 33E.

Assessed Acreage 18.0

Legal Description of This Farm S¹NE¹, SENW¹, NWSE¹, SW¹, Sec. 35- 3N. 33E.

Total Acres in Farm 320.0

Code Number 35A.

Farm Map

Photo No. 243-12

AAA Contract No. 366A

AAA Total Cropland Acreage 36.3

App. No. 335-337-345

Decree No.

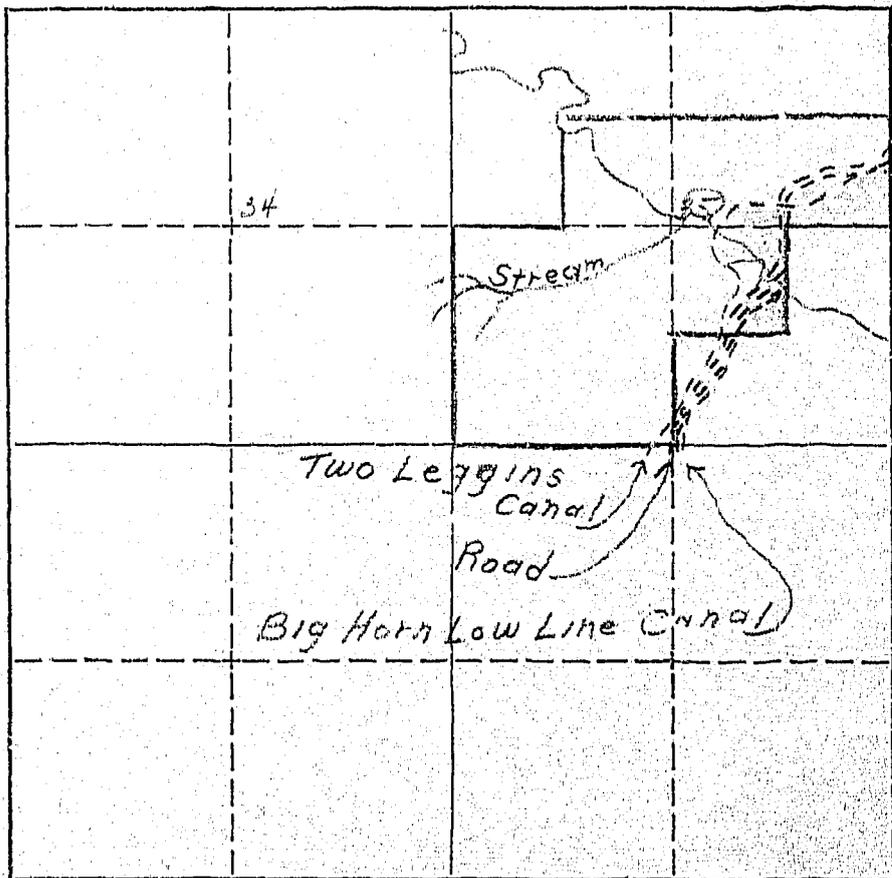
Land is located in 345 Royales

Twp. 3N Rge. 33E Twp. 2N Rge. 33

Twp. Rge. Twp. Rge.

Filed in Twp. 3N Rge. 33E

Remarks



January 7, 1946

Joseph Olenick
Hardin, Montana

Dear Mr. Olenick:

Ref: Irrigated land and water rights
in Big Horn County

In order that we in Montana will be able to present facts as to the amount of land we are now irrigating, protect our water rights, and keep Montana water in Montana, the Montana State Legislature enacted a law (Sec. 349.68 Montana Session Laws) requiring the State Engineer to investigate and prepare a complete record of all water rights in the state. In compliance with this law all water users in Big Horn County are being requested to supply information regarding their use of water, whether or not they are under a ditch company, Indian service projects, have land adjudicated, such as the Powers Case, or have a private water right and diversion system. We are, therefore, asking you to help us by answering the questions on the enclosed form, which pertains to the land shown thereon.

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Mr. Joseph Olenick

-2-

January 7, 1946

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Very truly yours,

Gerald J. Oravetz
Ass't State Engineer

Encl.

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According to our records the following notices of appropriations were filed on and cover your land.

On August 6, 1906, Roy McKim, C. L. Harris, F. W. Hine, and Thomas S. Ballew filed for 750 cubic feet from the Big Horn River, recorded in Miscellaneous Records, Book A, Page 46, Big Horn County. (335)

On January 2, 1907, Henry Gerharz and Chas. F. Stocker filed for 600 cubic feet from the Big Horn River, recorded in Miscellaneous records, Book A, Page 8, Big Horn County. (336)

On March 11, 1907 the Big Horn Water User's Assn. (directors - C. C. Calhoun, Seth H. Hastings, Chas. G. Danielson, Harry Rosemond, Frank J. Eder, John Reno and Frank H. Church) filed for water from the Big Horn River, recorded in Miscellaneous Records, Book A, Page 48, Big Horn County. (337)

On June 15, 1909, Edwards, J. E., R. E. Shepherd and C. M. Bair (Two Leggins Water Users Assn.) filed for 600 cubic feet from the Big Horn River, recorded in Miscellaneous Records, Book A, Page 53, Big Horn County. (339)

On November 2, 1907, the Big Horn Low Line Ditch Co. through A. L. Mitchell, Pres., filed for 250 cubic feet from the Big Horn River, recorded in Miscellaneous Records, Book A, Page 27, Big Horn County. (345)

Are these appropriations now in use? If they are not, mark them "No"., and if they are, mark them "Yes".

366 3N. 33E

11-A

W.P. 3116
No. _____

A Study of Montana's Water Resources

Form WR-4

Record of a Farm under A.A.A. Program Having Irrigated Land

A.A.A. Contract No. 366 County Big Horn Twp. 2 North Rng. 33 East

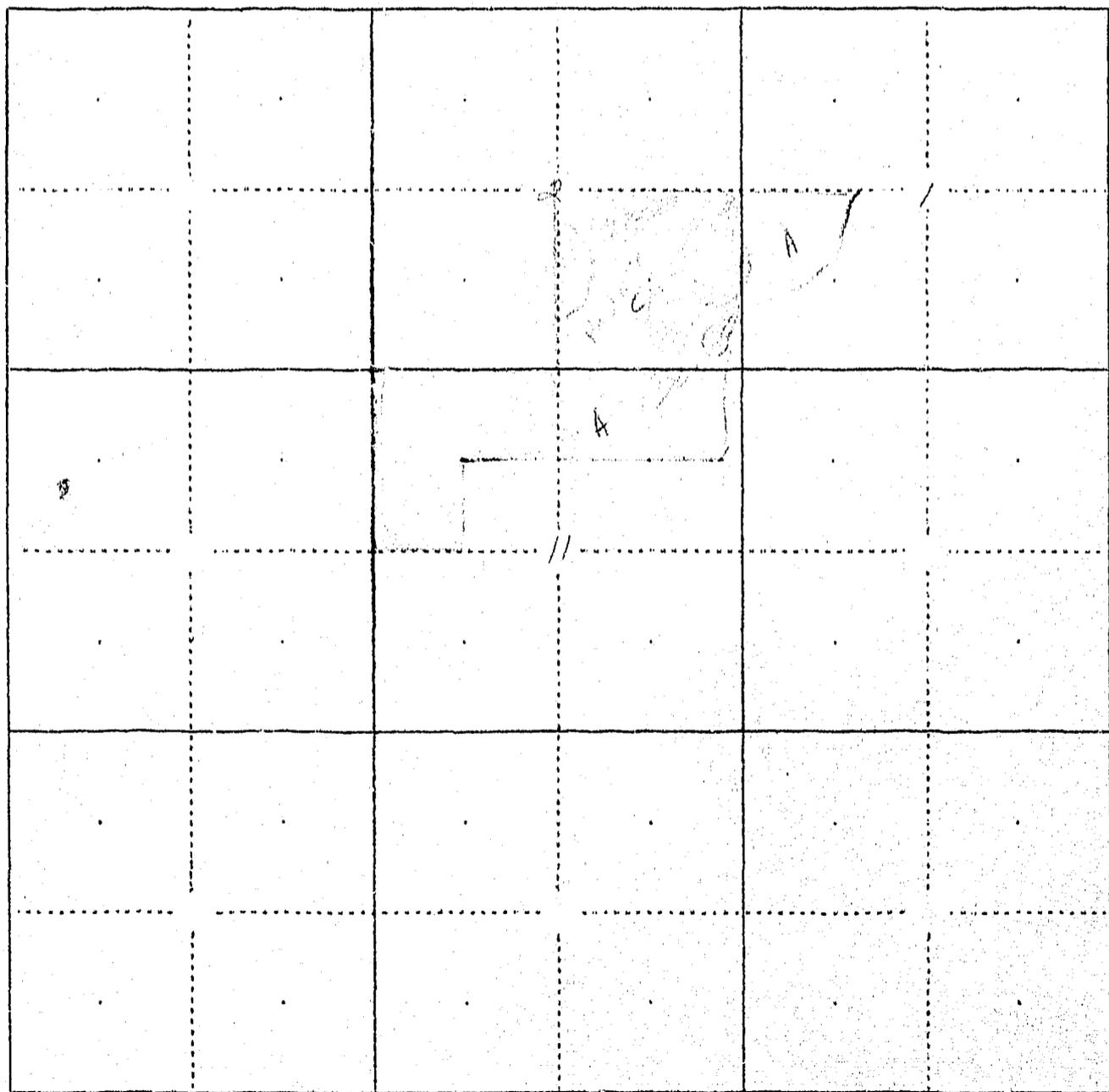
Name of Owner Olenik Joseph Reynolds, Frank Address Hardin Mont

Name of Operator Olenik Joseph Address " "

Total Number of Acres in Farm 408.21 Number of Acres Irrigated in 1940 220 2 Leggs 3
Low Line 217

Outline on the plat show in red pencil the boundaries of the farm unit. If possible, show in blue pencil the location of the irrigated land. The section number (s) should be clearly indicated. Obtain the legal description from county ownership records and correct boundaries if necessary.

Legal Description Lot 4, sec 1, lot 5, N²SE⁴, SW⁴SE⁴, Lot 1, NW⁴NE⁴, N²NW⁴, SW⁴NW⁴, 11-2N-33E



LU	0	①
	141	②
	173	③
	314	④

2 Leggs 3
Low Line 311

Two Leggs
Low Line

20
34
39
40
40
173

9-1 in 3 N. 33E

3-A
10-A

W.P. 3116
No. _____

A Study of Montana's Water Resources

Form WR-4

Record of a Farm under A.A.A. Program Having Irrigated Land

A.A.A. Contract No. 367 County Big Horn Twp. 2 North Rng. 23 East

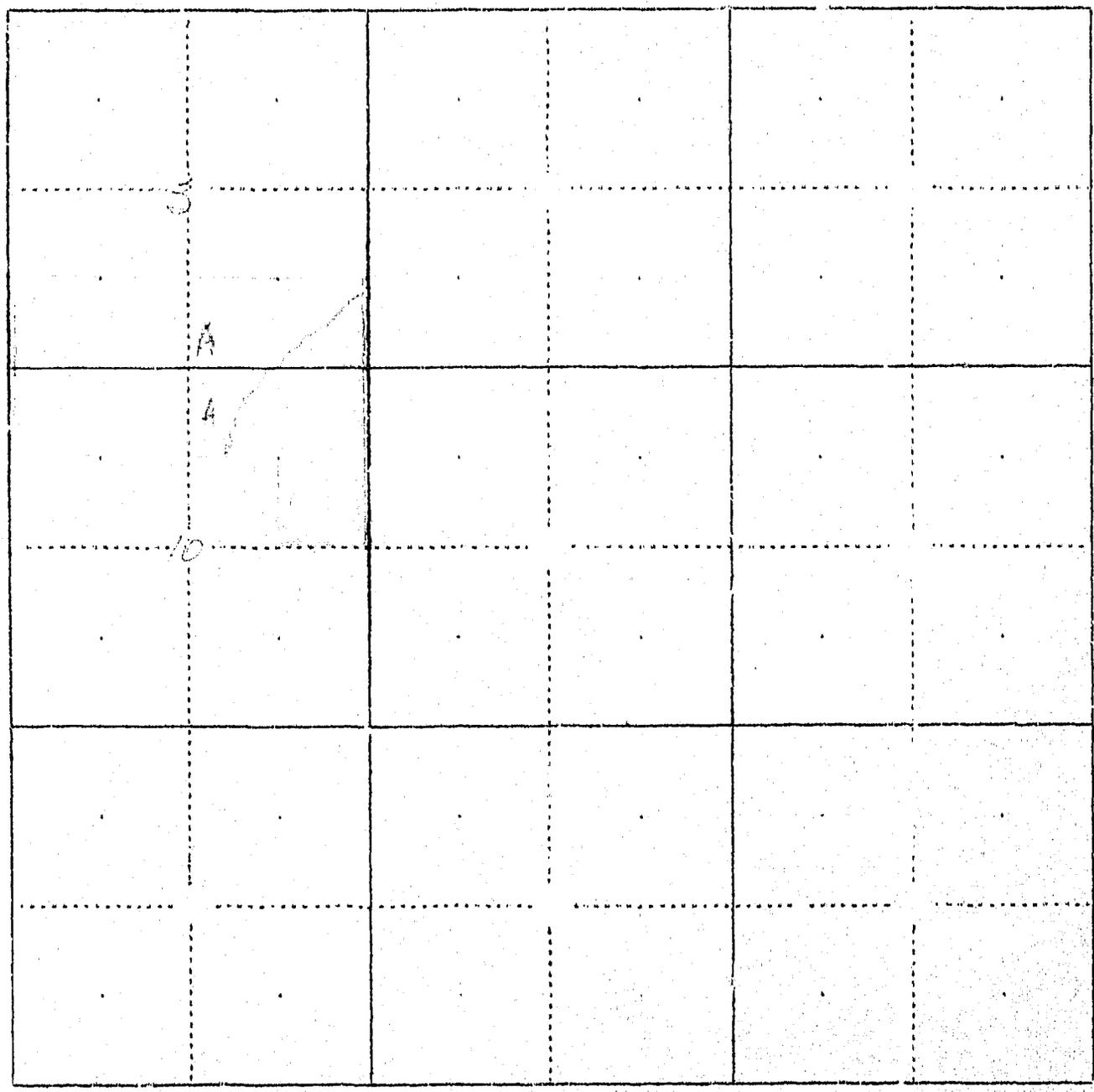
Name of Owner Cherik Joseph Address Hardin, Mont.

Name of Operator Cherik John F. Address " "

Total Number of Acres in Farm 360 Number of Acres Irrigated in 1940 105 ^{2 Legg 40} _{Lowline 65}

Outline on the plat below in red pencil the boundaries of the farm unit. If possible, show in blue pencil the location of the irrigated land. The section number (s) should be clearly indicated. Obtain the legal description from county ownership records and correct boundaries if necessary.

Legal Description S²S², 3, N²N², SE¹NE¹ 10, 2N-33E



LC 10 (3)
71 (10)
2 Legg 10 (3)
" " 26 (3)
Lowline 45 (3)

Two Legg
Lowline

31
40



129
STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Form WR-1-10M 8-45

Code No. 35 C, 36 C, 2 B

County Big Horn

T. 3 N. R. 33 E.
2 N. 33 E.

Name of Land Owner Twin City Land Co. Address Billings, Montana

Name of Operator Kline, John Address Hardin, Montana

Part A

**TO BE FILED BY THOSE OBTAINING IRRIGATION WATER FROM
A DITCH COMPANY OR IRRIGATION DISTRICT**

1. Water is delivered by: Big Horn Low Line + Two Leggins
Name of Ditch, Ditch Company or District supplying water
2. State the number of acres you irrigate under this system 1850 Shares you hold 200 B.H.L.
3. If you obtain water from more than one Company, give the number of shares, acres irrigated and the name of the Company under "Remarks." If you obtain water from a Ditch Company and also have a private system fill in both Part A and Part B.

Part B

**TO BE FILED BY THOSE WHO HAVE A PRIVATE DITCH, PUMP OR IRRIGATION SYSTEM
or those who have a private water right under a Ditch Company**

4. In what year was this land first irrigated? Date same as ditch Co
5. Give the name of the original appropriator (first user):
6. Give the date appropriated. Amount filed on: Miners Inches. C. F. S.
7. State the total number of acres irrigated under this system:
8. Give the point of diversion: 1/4 Section. Township. Range.

Part C

TO BE FILED BY ALL WATER USERS IN ADDITION TO PART A OR PART B

9. Source of Water: Big Horn River
Name of stream or lake from which water is originally diverted
10. Water is obtained by: (Check one) Gravity Pumping Other
11. What is the greatest number of acres you have irrigated? 1850 Date 1945
12. How many acres did you irrigate in 1945? (Crop and pasture) 1850
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 800 This land is under what ditch? Big Horn Low Line
14. How many acres of seeped land do you have which could be drained and put into production? 1200
15. What is the condition of your irrigation system? good
16. Is your water supply adequate? Yes No Explain B.H.L. is ditch was
17. REMARKS: lowered could get enough. No water shortage.

Maybe worked on this spring

Ditch or Source	Shares	Present	Potential	Maximum	Seeped	Land Proc.
Two Leggins Canal	16					(3 N. 33 E)
Big Horn Low Line Canal	200	199	0	109	0	(3 N. 33 E)
Two Leggins Canal	16					(2 N. 33 E)
Big Horn Low Line Canal	200	OVER	20	85	1200	(2 N. 33 E)

NOTE: The foregoing questions apply only to irrigated land shown on this plat.

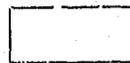
DESCRIPTION AND MAP OF FARM

18. Legal Description of this Farm $S\frac{1}{2}SE\frac{1}{4}$, Sec. 35; lot 8, Sec. 36 - T. 3 N., R. 33 E.

lots 2, 3, $SW\frac{1}{4}$, $SE\frac{1}{4}$, Sec. 2 - Twp. 2 N., Rge. 33 E.

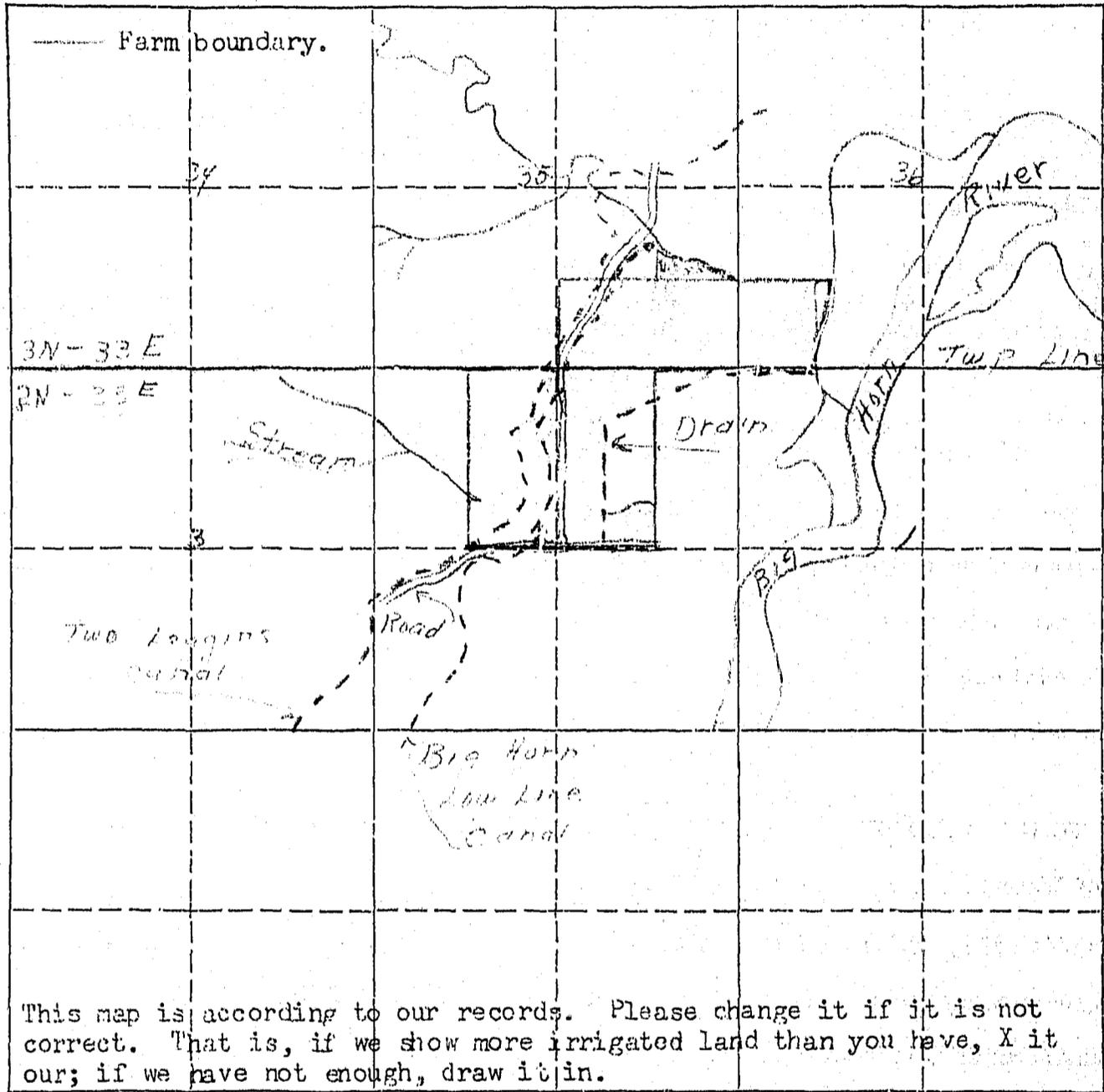


IRRIGATED LAND



NON-IRRIGATED LAND

NORTH



19. If the above land is irrigated from more than one ditch please give the acreage under each ditch in 19A and indicate the location of the land irrigated from each on the above map.

19A. Ditch: *Two Leggin's Canal* Acres: *11*
 Ditch: *Big Horn Low Line Canal* Acres: *65*
 { 3N-33E 109
 { 2N-33E

Information supplied by:

Name: *Twin City Land Co*
By G. G. Galt Pres Address: *office call* Date: *Jan 9, 1966*

REMARKS:

If you cannot answer all of the questions on this form answer as many as you can and return the form to us as soon as possible.

STATE ENGINEERS OFFICE
Water Resources Survey
Notice of Appropriation

Two Legals W.U.A.

- 1. County Big Horn Book A Page 53 Record Misc.
- 2. Name of Appropriator Edwards, J.E. et al. Address Yellowstone County, Mont.
- 3. Date Appropriated 3/11/09 Date Filed 3/15/09
Amount Appropriated, Miners Inches _____, Cubic Feet per second 600
- 4. Name of Stream Big Horn River Tributary _____ Basin _____
- 5. Point of Diversion _____
Head-gate in S E 1/4
Sec. 20 Twp. 2 S Rge. 33 E Bank of Stream _____
- 6. Purpose Irrigation, domestic and water power.
- 7. Description of System Concrete head-gate with 5 gates 6 ft. wide 6 ft. deep.
Canal 33 ft. bottom, 51 ft. top 6 ft. deep. Runs N E.
- 8. Land Description of Intended Place of Use Twp. 2 S Rge 33 E
1 S 33 E
1 N 33 E
2 N 33 E
3 N 33 E
3 N 34 E
- 9. Remarks (Pertaining to Use, etc.) Selling and disposing of surplus water.
et al. J.E. Shepherd, C.M. Bair, and J.H. Edwards.

Decree

- 10. Case No. _____ Date _____ Amt. Decreed: M. I. _____ C. F. S. _____
- 11. To Whom Decreed _____ Address _____
- 12. Name of Ditch _____ Maximum Capacity (C. F. S.) _____
- 13. Date of Priority _____ Purpose _____
- 14. Land Description of Place of Use as Decreed _____

- 15. Remarks (Present Use Status, etc.) _____

STATE ENGINEERS OFFICE
Water Resources Survey

COUNTY Big Horn

FILE NO. 129

Owner Twin City Land Co.

Address Lincoln, Mont.

AAA Owner

Address

Operator Kline, John

Address Hardin, Mont.

New Owner

Address

New Operator

Address

Assessment Record S⁴SE⁴, S⁴SW⁴, NESE⁴, Sec. 35. 3⁴SW⁴ SE⁴
lot 8. Sec. 36

Assessed Acreage 111.3

Legal Description of This Farm S⁴SE⁴, Sec. 35 lot 8. Sec. 36. 3⁴SW⁴ SE⁴

Total Acres in Farm 276

Code Number 35 C - 36 C

Photo No. 243-12

AAA Contract No. 331

AAA Total Cropland Acreage 153.2

App. No. 335 337-345

Decree No.

Land is located in

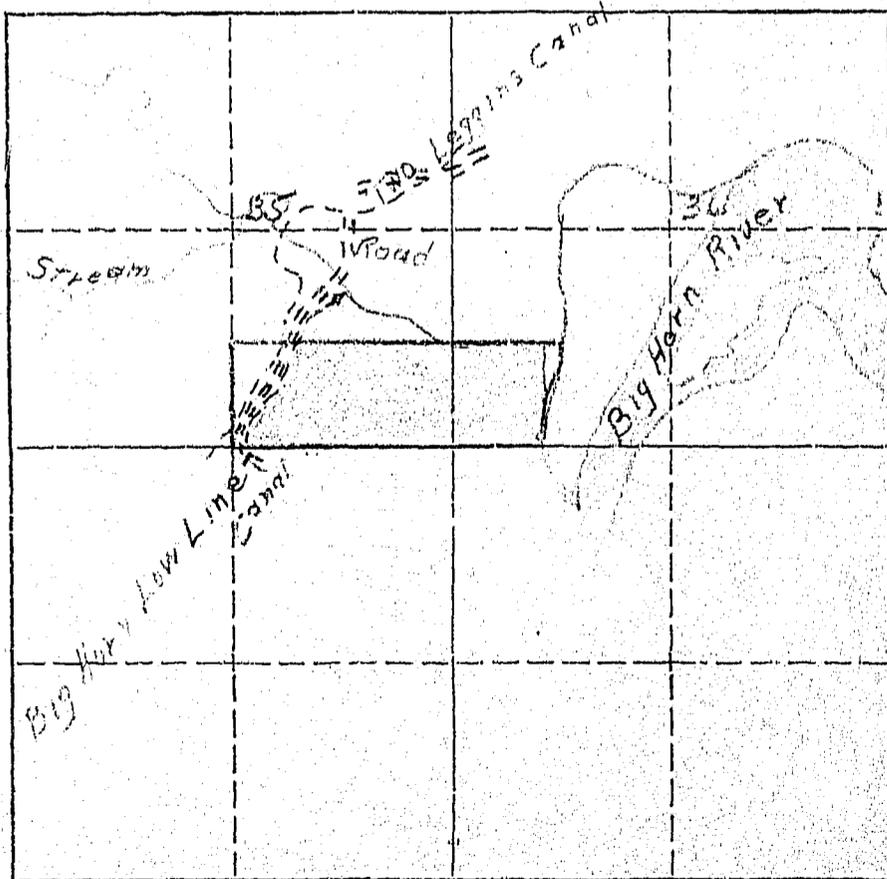
Twp. 3^N Rge. 33^E Twp. 2^N Rg. 33^E

Twp. Rge. Twp. Rge.

Filed in Twp. 3^N Rge. 33^E

Remarks

Farm Map



January 7, 1946

Twin City Land Co.
Billings, Montana

Dear Sirs:

Ref: Irrigated land and water rights
in Big Horn County

In order that we in Montana will be able to present facts as to the amount of land we are now irrigating, protect our water rights, and keep Montana water in Montana, the Montana State Legislature enacted a law (Sec. 349.68 Montana Session Laws) requiring the State Engineer to investigate and prepare a complete record of all water rights in the state. In compliance with this law all water users in Big Horn County are being requested to supply information regarding their use of water, whether or not they are under a ditch company, Indian service projects, have land adjudicated, such as the Powers Case, or have a private water right and diversion system. We are, therefore, asking you to help us by answering the questions on the enclosed form, which pertains to the land shown thereon.

The adjoining states have already compiled records of their water use in this basin for the protection of their water rights. It is, therefore, necessary that we do the same in Montana. We have completed our survey in Yellowstone, Carbon and Stillwater counties, and have had 100% cooperation from all of the water users in these counties. I am certain that we can expect the same support in Big Horn County. In the three counties where we have completed our survey we have found that there are 239,395.80 acres being irrigated, with a potential acreage under existing facilities of 60,724.61 acres. In time to come these potential acres will be irrigated, and we must plan now to have water available for these acres when they are ready to be irrigated and put into cultivation. We feel sure that we will find this same percentage of irrigable acres under existing facilities in Big Horn County.

We in Montana must be vigilant and do everything possible to protect the rights we have. These rights have been challenged by interests outside the State of Montana, particularly the navigation interests of down-stream states, and also the water users in the neighboring states through which our interstate streams flow. In order to protect our water rights we must have a record of them and of their present uses. We feel that the only way we can obtain this

Twin City Land Co.

-2-

January 7, 1946

information accurately is from the water users, or the man that is on the land. We have been working for the past seven months in Big Horn County checking farm by farm. The results of this survey are shown on the map on the enclosed form. In order to have a further check, we want you to verify our classification of the land you irrigate. If there is any information that we have compiled on this form which is not correct, we would like to have you change it. We also are depending on you to fill in the questions on this form and mail it to us in the self-addressed envelope at your earliest possible convenience.

In order to facilitate this work a branch office of the State Engineer has been established in Billings and is located in the Roosevelt School Building on Twenty-third Street and Fourth Avenue North. If there is anything that is not clear, we would appreciate your calling on us.

Very truly yours,

Gerald J. Oravetz
Ass't. State Engineer

Encl.

P. S. These forms are the property of the State of Montana and must be returned.

According to our records the following notices of appropriations were filed on and cover your land.

On August 6, 1906, Roy McKim, C. L. Harris, F. W. Hine, & Thomas S. Ballew filed for 750 cubic feet from the Big Horn River, recorded in Miscellaneous Records, Book A, Page 46, Big Horn County. (335)

On January 2, 1907, Henry Gerharz and Chas. F. Stocker filed for 600 cubic feet from the Big Horn River, recorded in Miscellaneous Records, Book A, Page 8, Big Horn County. (336)

On March 11, 1907, the Big Horn Water User's Assn. (directors- C. C. Calhoun, Seth H. Hastings, Chas. G. Danielson, Harry Rosemond, Frank J. Eder, John Reno and Frank H. Church) filed for water from the Big Horn River, recorded in Miscellaneous Records, Book A, Page 48, Big Horn County. (337)

On June 15, 1909, J. E. Edwards, R. E. Shepherd and C. M. Bair (Two Leggins Water Users Assn.) filed for 600 cubic feet from the Big Horn River, recorded in Miscellaneous Records, Book A, Page 53, Big Horn County. (339)

✓ On November 2, 1907, the Big Horn Low Line Ditch Co. through A. L. Mitchell, Pres. filed for 250 cubic feet from the Big Horn River, recorded in Miscellaneous Records, Book A, Page 27, Big Horn County. (345)

Are these appropriations now in use? If they are not, mark them "No", and if they are, mark them "Yes".

File in 3 No 33 E.

W.P. 5116
No. _____

A Study of Montana's Water Resources

Form WR-4

Record of a Farm under A.A.A. Program Having Irrigated Land

A.A.A. Contract No. 331 County Big Horn Twp. 2 North Rng. 33 East

Name of Owner Twin City Land Co. Address Billings, Mont.

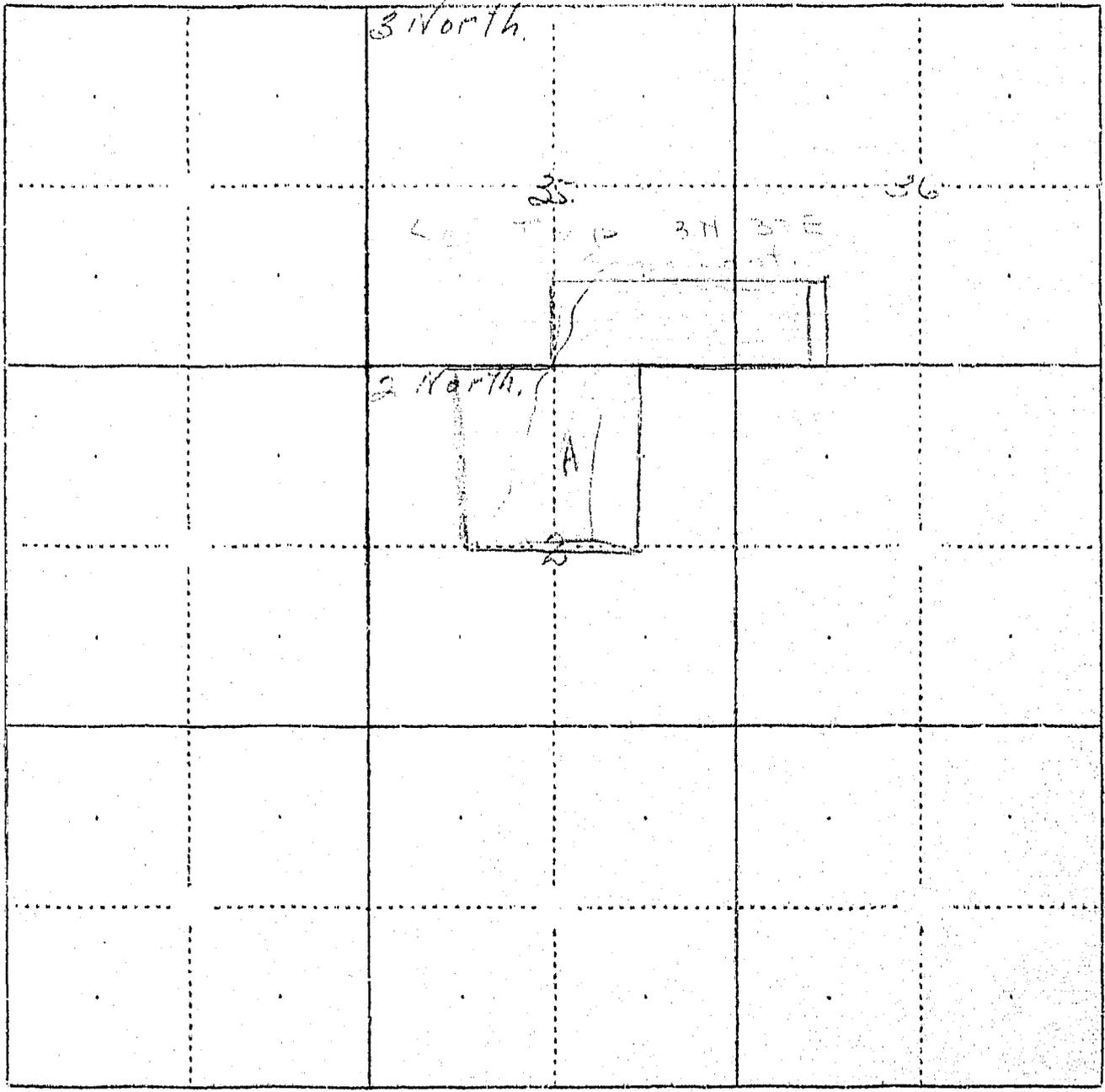
Name of Operator Kline, John Address Hardin, Mont.

Total Number of Acres in Farm 279^{159.56} Number of Acres Irrigated in 1940 151

2199 11
61 Lowlines

Outline on the plat below in red pencil the boundaries of the farm unit. If possible, show in blue pencil the location of the irrigated land. The section number (s) should be clearly indicated. Obtain the legal description from county ownership records and correct boundaries if necessary.

Legal Description Lots 23, SW NE 1/4, SE NW 1/4, 2-2N-33E



LC 126
2 Loggs 11
Lowline 115
Ditch Co
100
Total 200
include 734

Two Loggs
Lowline

AD
40
16
20
126

81-101 (Revised 8-20-62)

Location _____

Section 1, Township 3N, Range 30E



Township 3 North, Range 34 East

<u>File No.</u>	<u>Name of Owner</u>	<u>Name of Operator</u>	<u>First</u>	<u>Second</u>	<u>Third</u>	<u>Returned</u>
122	Crouch, Geo.	Noyes, R. G.	1/7/46			1/16/46
111	Haynie, J. R.	Haynie, J. R.	1/7/46	2/14/46	3/14/46	5/28/46
68	Henman & Kelly	Henman & Kelly	1/17/46			2/25/46
26	Indian	Gilreath, John	1/7/46	2/14/46		2/23/46
113	Indian	Quest, Glenn	1/7/46	2/14/46		3/12/46
71-102	Indian	Haynie, Jim	1/7/46	2/14/46		5/28/46
125	Johnson, Henrietta	Noyes, R. G.	1/9/46			2/6/46
90	Kemph, T. L.	Dunlap, Grover Est.				
92	Noyes, R. G.	Noyes, R. G.				
119	Quest, J. B.	Quest, Glenn	Not Sent			
100	Quigley, B. C.	Quigley, B. C.	1/7/46	2/14/46		2/20/46
112	VanCleve, Guy T.	Herbel, Dave Jr.	1/7/46	2/14/46		2/22/46

81-101 (Revised 8-20-62)

Kemp L & L Co.

Location _____

Section 6, Township 33N, Range 34E

