



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

STATE OF MONTANA
STATE ENGINEERS OFFICE

Water Resources Survey

24 Code No. 6A, 7A
County Rosebud
T. 7N. R. 42E.

Name of Land Owner Burns, Robt. O. & Ira C. Address Rosebud, Mont.

Name of Operator _____ Address _____

Part A

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

1. Water is delivered by: _____ Name of Ditch, Ditch Company or District Supplying Water _____
2. State the number of acres you irrigate under this system _____ Shares you hold _____
3. If you obtain water from more than one Company, give the number of shares, acres irrigated or 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 No 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: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ Section _____ Township _____ Range _____

Part C

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

9. Source of Water: Horse Cr. & side coulees
Name of stream or lake from which water is originally diverted _____
10. Water is obtained by: (Check one) Gravity _____ Pumping _____ Other Flood
11. What is the greatest number of acres you have irrigated? 49 Date 1947
12. How many acres did you irrigate in 1947? (Crop and pasture) 49
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 0 This land is under what ditch? _____
14. How many acres of seeped land do you have which could be drained and put into production? 0
15. What is the condition of your irrigation system? fair
16. Is your water supply adequate? Yes _____ No X Explain Seasonal flood only.
17. REMARKS: _____

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

DESCRIPTION AND MAP OF FARM

18. Legal Description of this Farm See attached WR2.

IRRIGATED LAND

NON-IRRIGATED LAND

North

to center of dam + 2' cent. pump 6' lift
to center of tractor power

West

Spreader dams

Horse creek

Gravily flood ditch

South



Ownership covers
only irrigated land.
All ownership for
dry land not shown.

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: Flood dams in Horse Cr. & side coulees Acres: 44
Ditch: Flood pump in side coulee Acres: 5
Total 49

Information supplied by:

Name _____ Address _____ Date 8/7/47

REMARKS: Field check by Johnson & Pouliot, J.

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 ENGINEER'S OFFICE WATER RESOURCES SURVEY

COUNTY RosebudFILE NO. 24 - 6A, 7AOwner Burns, Robert O. & Ira C. Address _____

AAA Owner _____ Address _____

Operator N.O. Address _____

New Owner _____ Address _____

New Operator _____ Address _____

Assessment Record No

Assessed Acreage _____

Legal Description of This Farm Lots 6, 7, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 6; Lots 1, 2, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 7,
T. 7N., R. 42E.

Private Flood Horse Creek & Side Coulees _____

Total Acres in Farm _____

Code Number 6A, 7APhoto No. MA-26-104, MA-26-105

AAA Contract No. _____

AAA Total Cropland Acreage 0App. No. N.R.

Decree No. _____

Land is located in

Twp. 7N. Rge. 42E. Twp. _____ Rge. _____

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

Filed in Twp. 8N. Rge. 42E.

Remarks _____

Y.R.B.

8N-42

R. C. HARKEN
ATTORNEY-AT-LAW
FORSYTH, MONTANA

April 19th, 1948.

Mr. Gerald J. Oravetz,
State Engineer,
State of Montana,
Billings, Montana.

Re: Flood Irrigation Horse Creek;
Ira C. Burnes &
Robert O. & Ira C. Burnes.

Dear Sir:

The above parties have asked that I submit the following data in answer to your inquiries as to use of flood waters for their lands from Horse Creek:

For Sec. 30:



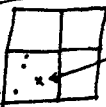
Lots 1, 2, 3, & 4, E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, of Sec. 30, T.8N., R. 42 E.M.P.M.
Record title in name of Ira C. Burnes, Rosebud, Montana;
First Diversion dam built by Sam Nelson, in about the year 1884;
Additional dams built in later years, but the flood waters have been continuously used ever since the first dam was built by the present owner and his predecessors in title to lands adjacent to his ownership. Acreage irrigated at this location from this source is approximately 10 acres.

For Sec. 7:



Lots 6 & 7, E $\frac{1}{2}$ SW $\frac{1}{4}$ & SE $\frac{1}{4}$ Sec. 6, , AND Lots 1 & 2, E $\frac{1}{2}$ NW $\frac{1}{4}$ & NE $\frac{1}{4}$, Sec. 7, T. 7 N., R. 42 E. M.P.M., Record title in the names of Robert O. & Ira C. Burnes, Rosebud, Montana;
First Diversion dam built by Emerson Burnes in Sept. 1928, with 4 additional dams being built in the year 1929. Approximately 80 acres have been continuously irrigated in Sec. 7, T.7N., R.42 E. ever since the first dam was built by present owners predecessor in title.

For Sec. 6:



First diversion dam built by Emerson Burnes in October 1931, with 3 additional dams being built, one each in 1932, 1933 and 1934. Approximately 80 acres have been continuously irrigated in Sec. 6, T.7N., R. 42 E. M.P.M. ever since the first dam was built by owners predecessor in title.

If any additional information is desired, kindly write above parties direct for same.

Very truly yours,

R.C. Harken

Approved:

Ira C. Burnes
Robert O. Burnes



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STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

24 Code No. 19A, 30A, 20A

County Rosebud

T. 7N. R. 42E.

Name of Land Owner Draper, R. H. Address Rosebud, Mont.

Name of Operator _____ Address _____

Part A

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

1. Water is delivered by: _____
Name of Ditch, Ditch Company or District Supplying Water
2. State the number of acres you irrigate under this system _____ 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 See attached filings.
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: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ Section _____ Township _____ Range _____

Part C

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

9. Source of Water: Horse Cr. & side coulees.
Name of stream or lake from which water is originally diverted
10. Water is obtained by: (Check one) Gravity _____ Pumping _____ Other FLOOD
11. What is the greatest number of acres you have irrigated? 212 Date ???
12. How many acres did you irrigate in 19 47? (Crop and pasture) 180
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 32 This land is under what ditch? flood ditch from side coulee.
14. How many acres of seeped land do you have which could be drained and put into production? 0
15. What is the condition of your irrigation system? fair, partly new.
16. Is your water supply adequate? Yes _____ No X Explain Seasonal flood only.
17. REMARKS: _____

Over

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

DESCRIPTION AND MAP OF FARM

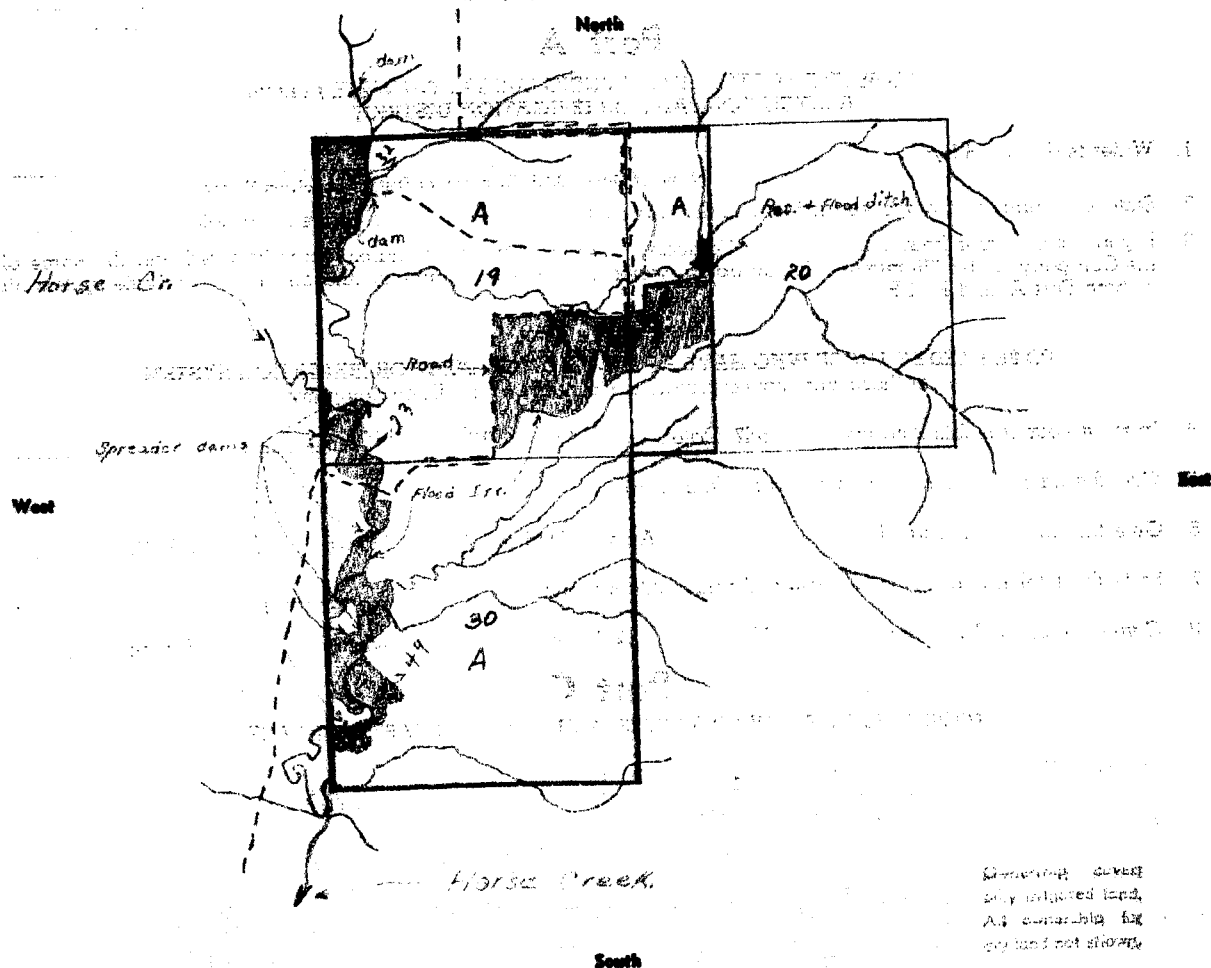
18. Legal Description of this Farm See attached WR2.



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: Flood dams in Horse cr. & side coulees. Acres: 180

Ditch: _____ Acres: _____

Information supplied by:

Name R. H. Draper Address _____ Date 8/7/47

REMARKS: Field check & interview by Johnson & Poulist, J.

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 ENGINEER'S OFFICE
WATER RESOURCES SURVEYCOUNTY RosebudFILE NO. 24 - 19A, 30A, 20A

Owner Draper, Robert H. Address _____
 AAA Owner _____ Address _____
 Operator N.O. Address _____
 New Owner _____ Address _____
 New Operator _____ Address _____

Assessment Record _____ No. _____

Assessed Acreage _____

Legal Description of This Farm All Sec. 19, W¹/₂ Sec. 20, All Sec. 30, T. 7N., R. 42E.

Flood Horse Creek & Side Coulees _____

Total Acres in Farm _____

Code Number 19A, 30A, 20APhoto No. MA-26-103, MA-26-193

AAA Contract No. _____

AAA Total Cropland Acreage 0App. No. 167

Decree No. _____

Land is located in

Twp. 7N. Rge. 42E. Twp. 7N. Rge. 41E

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

Filed in Twp. 7N. Rge. 42E.

Remarks _____

Y.R.B.



STATE OF MONTANA

STATE ENGINEER

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

BILLINGS, MONTANA

April 29, 1948

Mr. R. H. Draper
Rosebud, Montana

Re: Flood Irrigation on Horse Creek & Side Coulees

Dear Sir:

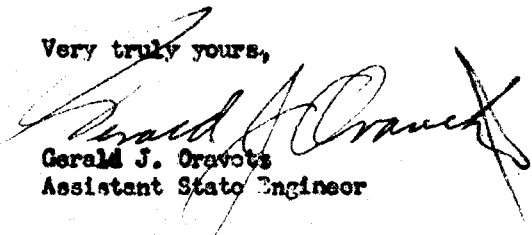
In accordance with the 1939 Session Law (Section 349.68 Montana Session Laws) requiring the State Engineer to investigate and prepare a complete record of all water rights in Montana, the State Engineer has been conducting a water resources survey in Rosebud County.

We are unable to find a recorded water filing for the land that you irrigate in Sec. 19, 20, T. 7N., R. 42E.

If a filing was made for this land we would like to have you send us the name of the appropriator, the date filed on, and the number of inches filed on. If no recorded filing was made we would like to have you send us the name of the first user and the date, or the approximate date, that the land was first irrigated so that we may establish a date of priority for this land.

We would like to have you make this a first on your agenda and send this information to us as soon as possible in the enclosed, stamped, self-addressed envelope.

Very truly yours,


Gerald J. Oravetz
Assistant State Engineer

GJO/a
enc.

Castroville Mont
May 7. - 1888

Mr. G. J. Oravitz Billingsmont

Dear Sir

Your letter at hand.

In regard to the matter rights
on Dec 19-20

I never filed any matter Rights but did
construct Dam and start Flood Evigation
in the fall of 1888

Also own section 24. In 41 with Ed Ester and
Earnest Peterson filed matter Rights on
Horse Creek and tributary. Earlier do those
matter Rights still hold good on this land.
Please advise me in full.

Yours Very Resp

R. L. Draper.

Castroville Mont.

mt
588

5

and

col.

5

May 14, 1918

Mr. R. H. Draper
Carterville, Montana

Dear Sir:

This is in answer to your letter of May 7th. In your letter you state that to your knowledge no water rights were filed in regard to Sections 19 and 20, Township 7 North, Range 42 East for flood irrigation on Horse Creek and side coulees, but that you started a dam and flood irrigation in the fall of 1918. It would be my understanding that your right would date back to the fall of 1918 as a right of priority by use. However, I would advise you to make a recorded filing in the Rosebud County Courthouse covering these lands so that a record will be made and kept for future reference in case a dispute should arise regarding this use.

As for the water right filed by Ernest Peterson on Horse Creek, this right is for the ~~Wright~~ Section 24, Township 7 North, Range 41 East, and was posted September 6, 1909 and filed September 7, 1909 for 480 miner's inches, and is recorded in the Rosebud County Courthouse. To my knowledge this right would still be in use and applicable to the land as stated above.

Very truly yours,

Gerald J. Gravetz
Assistant State Engineer

GJO/a



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STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

24 Code No. 7B, 18A
County Rosebud
T. 7N. R. 42E.

Name of Land Owner Draper, Willard S. Address Rosebud, Mont.
Name of Operator Address

Part A

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

1. Water is delivered by: Name of Ditch, Ditch Company or District Supplying Water
2. State the number of acres you irrigate under this system 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 See attached filings.
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: side coulee of Horse Cr. Name of stream or lake from which water is originally diverted
10. Water is obtained by: (Check one) Gravity Pumping Other FLOOD
11. What is the greatest number of acres you have irrigated? 165 Date ???
12. How many acres did you irrigate in 1947? (Crop and pasture) 47
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 118 This land is under what ditch? New Flood ditch from coulee.
14. How many acres of seeped land do you have which could be drained and put into production? 0
15. What is the condition of your irrigation system? new
16. Is your water supply adequate? Yes No X Explain Seasonal flood only.
17. REMARKS:

Over

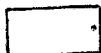
NOTE: The foregoing questions apply only to irrigated land shown on this plot.

DESCRIPTION AND MAP OF FARM

18. Legal Description of this Farm See attached WR2.

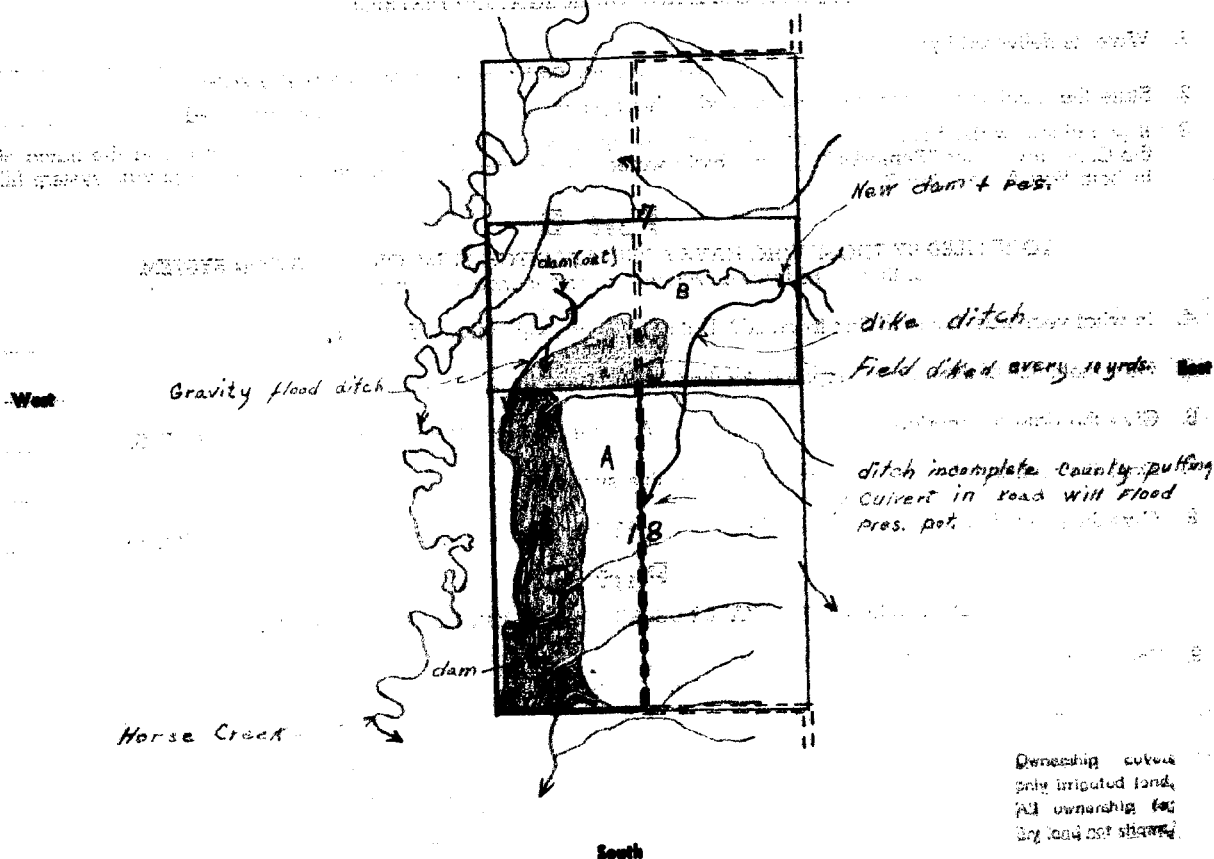


IRRIGATED LAND



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: Flood ditch from res. in side coulees Acres: 47

Ditch: _____ Acres: _____

Information supplied by:

Name R. H. Draper Address _____ Date 8/7/47

REMARKS: Field check by Johnson & Pouliot, J.

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 ENGINEER'S OFFICE
WATER RESOURCES SURVEY

COUNTY Rosebud

FILE NO. 24 - 7B, 18A

Owner Draper, Willard S. Address _____

AAA Owner _____ Address _____

Operator N.O. Address _____

New Owner _____ Address _____

New Operator _____ Address _____

Assessment Record No. _____

Assessed Acreage _____

Legal Description of This Farm Lots 3,4, E-SW 1/4, SE 1/4 Sec. 7; Lots 1,2,3,4, E-SW 1/4 Sec. 18,

T. 7N., R. 42E.

Private Flood Unnamed Coulees _____ Total Acres in Farm _____

Code Number 7B, 18A

Photo No. MA-26-104

AAA Contract No. _____

AAA Total Cropland Acreage 0

App. No. ~~196~~ 196

Decree No. _____

Land is located in

Twp. 7N. Rge. 42E. Twp. _____ Rge. _____

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

Filed in Twp. 7N. Rge. 42E.

Remarks _____
