FORM D-1 • GAZETTE 1004-2M-1-47

STATE OF MONTANA

STATE ENGINEER'S OFFICE

WATER RESOURCES SURVEY

Township 3 S Range 16 E County Stillwater

6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19 543	20	21	22	23	24
30	29 525	28	27	26	25 502
31	32	33	34	35	36

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

Township 35 Range 11-E County Stillwater

Parcel Number	Name of Owner	Stream		Address Appr.	Filed	Amt.
502	Kunkel, J. B.	Spring Creek		6-1-12	9-13-15	100
(No desc.) 522	Stymm, Wm. & Tina	Trout Creek		7-15-10	8-21-11	300
523	Stymm, Margaret A.	Trout Creek		7-27-12	7-2-12	150
524	Hart, Frank & Curtis	Trout Creek		5-18-34	5-22-34	100
525	Keenahan, James	Trout Creek		1-11-32	1-11-32	75

Form WR-6-1
W. P. 3667

WORK PROJECTS ADMINISTRATION

County Stillwater Sheet No. 1 of 1 Sheets

Twp. 3 S. Rge. 17 E.

	Name	Sec.	Twp.	Rge.	Source of Water: Ditch	Stream	Other	2nd letter	3rd letter	Source of Information: Ditch	Owner	Other		Type of Irrigation: Private	Company	Flood
247	Barron, Ethel & John	2-16	4-45			3-30		3-26								
251	Broadwater, Geo.	2-16	4-45			3-4										
243	Flanagan, Ida	2-16	4-45			3-23										
245	Flanagan, Mary	2-16	4-45			3-26										
244	Flanagan, May	2-16	4-45			3-4										
242	Hart, Lester	2-16	4-45			4-25		3-26	4-10							
250	Kerr, Esther	[illegible]	4-45			3-21										
246	Madison, Walter & Ralph	[illegible]	4-45			4-25		3-21	4-11							
239	Miller, Geo.	[illegible]	4-45			3-23										
249	Montana, State of	2-16	4-45			3-8										
248	Stevens, Fred	2-16	4-45			3-24		3-24								
252	Ross, Alex	[illegible]	4-45			2/10			Tabulated			3-20-18		Co.		
234	Western Life Ins. Co.															
	Total															

FORM D-1
REPORTER IM 3-49 17379

STATE OF MONTANA

State Engineer's Office

WATER RESOURCES SURVEY

Township 3 S Range 17E County Stillwater

716* 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

Transcribed from Sweet Grass County

Township 3S Range 17E

Township_____ Range_____ County_____

Parcel Number	Name of Owner	Address
*Appropriation 716	Stillwater Construction Co.	Columbus, Mont.
All of 3S 17E. Point of diversion on west bank of Stillwater River and runs thence through an open canal in a northwesterly direction. 24,000 M.I.		

Township 3 South, Range 17 East
4 South, Range 17 East

Code No.	Name of Owner	Name of Operator
34 B, 35 A	Barron, Ethel & John	
36 D, 1 D, 2 B	Broadwater, Geo.	
26 B, 27 A	Flanagan, Ida	
27 B, 28 A	Flanagan, Ray	
28 B	Flanagan, Mary	
23 A, 24 A, 25 A, 26 A	Hart, Lester	
36 C, 1 C	Kerr, Esther	McKittrick, Leroy
27 C, 34 A, 35 C, 3 A, 4 A	Madison, Walter & Ralph	Madison, Walter & Ralph
31 C, 36 F, 1 A	Miller, Geo.	
35 D	Montana, State of	Wright, Pen
33 B, 36 B	Ravens, Fred	
36 E, 1 B	Ross, Alex	Ross, Alex
36 A	Western Life Ins. Co.	

FORM D-1 - GAZETTE 1664-1M-1-47

STATE OF MONTANA

STATE ENGINEER'S OFFICE

WATER RESOURCES SURVEY

Township 3 S Range 12 E County Gallatin

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

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

Township 3 S Range 19 E County Stillwater

Parcel Number	Name of Owner	Stream	Address Appr.	Filed	MI
14	Carleton, Frank	Beaver Creek	6-22-94	6-25-94	200
ok 105	Barron, Andrew & Peter	Cow Creek	1-6-93	1-10-93	400
106	Mason, Eddie E	Cow Creek	4-1-32	4-1-32	200
ok 107	Mason, Geo. A	Cow Creek	4-1-32	4-1-32	200
502	Mundell, J. J.	Spring Creek	6-1-12	7-13-15	100
509	Hubbard, Ella B.	Spring Creek	4-15-15	5-7-15	70
697	McKelvey, Olivia (no deed)	Stillwater Creek	6-1-98	5-5-02	70
390	Belle, W. R. & Mary Ann	Stillwater River	10-93	8-9-01	500
See also 402 & 403	Medlin, Mahlon & Ruby	Stillwater River	10-20-93	1-14-02	1000
ok 407	Stillwater Ditch Co.	Stillwater River	4-1-05	4-10-05	4000 cu ft.

FORM D-1 - GAZETTE 1664-2M-1-47

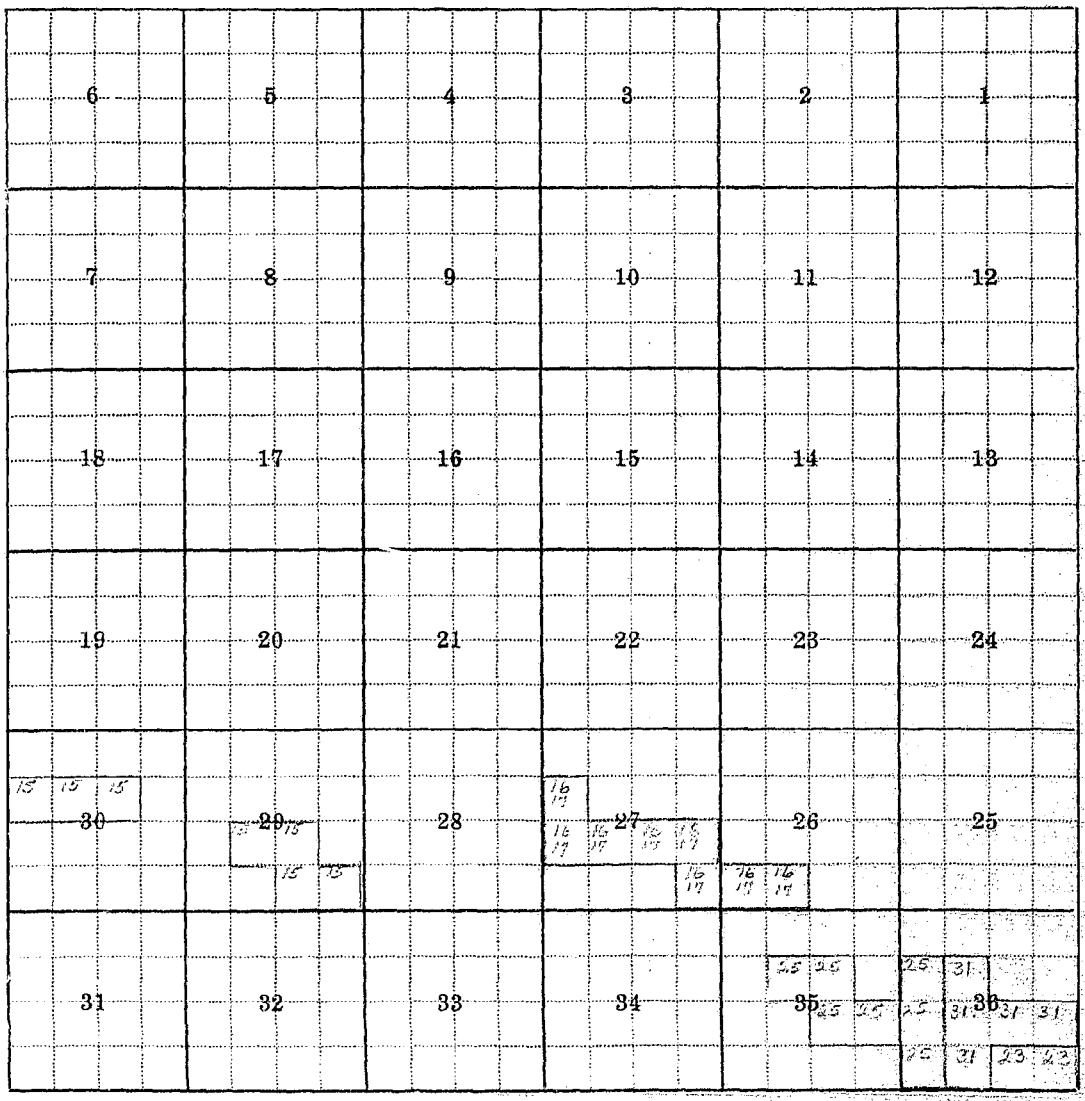
STATE OF MONTANA

STATE ENGINEER'S OFFICE

WATER RESOURCES SURVEY

Teton

Township 3 S Range 17 E County Silverbow



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

Township 3 S Range 17 E County Stillwater

Parcel Number	Name of Owner	Address Stream	Deeded	Patented	M.I.
15	Hartz, Curtis	Spring Creek	12-29-32	6-1-12	30.13
16	Flanagan Pat & Laura	Spring Creek	12-29-32	10-17-92	136
17	Flanagan Pat & Laura	Spring Creek	12-29-32	10-17-92	136
23	Pierold, John	Stillwater River	12-17-08	6-23-93	90
25	Johnson, J. E.	Stillwater River	12-17-08	6-23-93	140
31	Berg, August	Stillwater River	12-17-08	6-25-93	65

247

Form WR-1—1M—11-44

STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 34 B, 35 A

County Stillwater

T. 3 S. R. 17 E.

Name of Land Owner Ethel & John Barron Address Absarokee

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: Stillwater Ditch Co.
   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 _____
5. Give the name of the original appropriator (first user): Stillwater Ditch Co.
6. Give the date appropriated Nov. 23-1905 Amount filed on: Miners Inches _____ C. F. S. 4000
7. State the total number of acres irrigated under this system: _____
8. Give the point of diversion: _____ ¼ NE ¼ Section 8 Township 4 So Range 17 E.

Part C

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

9. Source of Water: Stillwater 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 1944? (Crop and pasture) 120
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 20 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? 0
15. What is the condition of your irrigation system? good
16. Is your water supply adequate? Yes ✓ No _____ Explain _____
17. REMARKS: _____

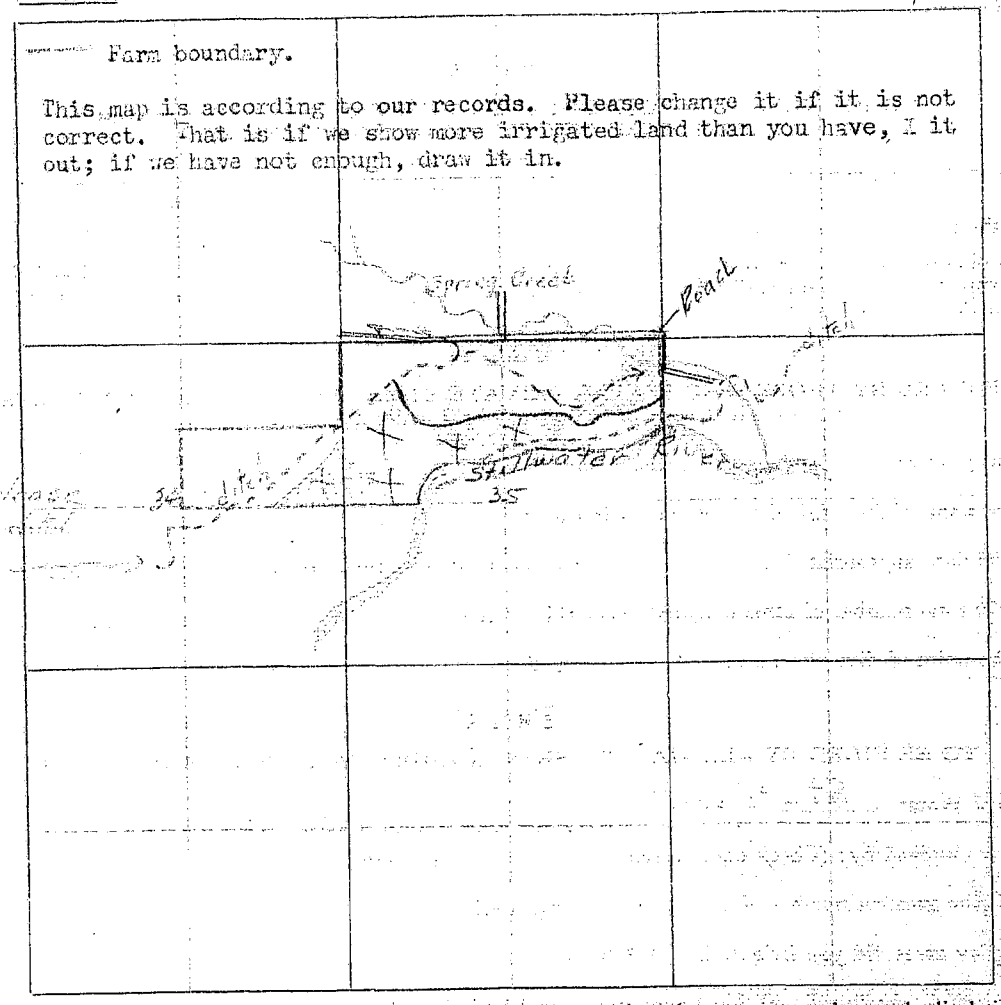
OVER

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

DESCRIPTION AND MAP OF FARM

18. Legal Description of this Farm N½, No. of River, Sec. 35 - S½NE¼, Sec. 34 - T. 3 S., R. 17 E.

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: Stillwater River Acres: [illegible]

Ditch: _____ Acres: _____

Information supplied by:

Name Ethel Barron Address Absarokee Date Mar 29

REMARKS: The map is correct as far as I know. I have the place rented and live in town as my husband is dead.

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.

THURBER'S, HELENA

Our records show that you have an appropriation made by Stillwater Ditch Co. appropriated March 23, 1905 and filed April 10, 1905 from Stillwater River for 160,000 miners inches. Is this appropriation now in use? yes

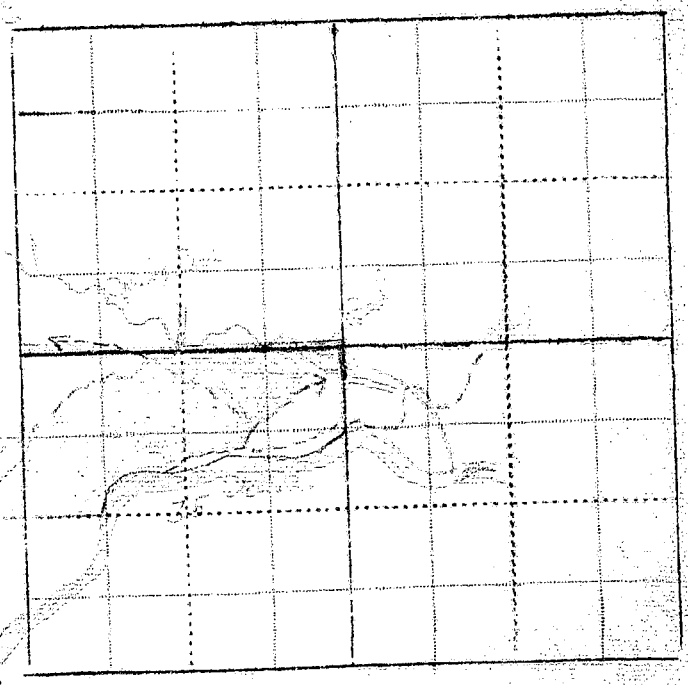
FORM SM-1

A STUDY OF MONTANA'S WATER RESOURCES

County Stillwater Source of Information

1. Water User Ethel & John Barron Address Absarokee
2. Stream Tributary to Basin
3. Point of Diversion ¼ ¼ Section Township Range
4. Description of System
5. Type of Irrigation
6. Original Appropriator Address
7. First Use: Year Acres Irrigated
8. Maximum Use: Year Acres Irrigated
9. Present Use: Year Acres Irrigated
10. Last Use: Year Why Abandoned
11. Condition of System
12. Land Description , T , R

Remarks:



WITNESS: Information by

Place

Our records show that you have an appropriation made by Stillwater Ditch Co. appropriated March 23, 1905 and filed April 10, 1905 from Stillwater River for 160,000 miners inches. Is this appropriation now in use?

Billings,
XXXXXXX

March 24, 1945

Ethel & John Barron
Absarokee, Montana

Dear Madam & Sir:

On February 16th, this office sent you a letter asking for certain information pertaining to your irrigated land in township 3 south, range 17 east. To date we have not heard from you. With the vast post war water development in this area as now planned, it is essential that we have this information in order to show the extent of our water use in the Yellowstone Basin in Montana. This information is necessary to protect our present water users in 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 unforseen 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 is strictly confidential and is only used to record and tabulate the water use in this 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 a 100 percent 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 23rd Street and Fourth Avenue North. Anytime you are in Billings we would appreciate your calling on us.

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

Very truly yours,

Gerald J. Oravetz
Assistant State Engineer

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

Case No. 407

Please Do Not Fill in Any Items on This Page

Notice of Appropriation

1. County Stillwater Book 4 Page 809 Record Misc.

2. Name of Appropriator Stillwater Ditch Co. Address Absarokee, Montana

3. Date Appropriated April 1, ~~1906~~ 1905 Date Filed April 10, 1905

   Amount Appropriated, Miners Inches _____, Cubic Feet per second 4,000

4. Name of Stream Stillwater River Tributary _____ Basin _____

5. Point of Diversion at a point on its right bank 300 ft. above Canyon Bridge on county road near the Bowman Ranch & 1½ mil s above the Peabody ranch thence running down said river on its right bank a distance of 3/4 mile when ditch crosses river by means of a flume thence

   Sec. _____ Twp. _____ Rge. _____ Bank of Stream _____

   running in a NE direction on west side of river, thence to and upon said land.

6. Purpose Irrigation, domestic, agricultural, mechanical and other purposes.

7. Description of System By means of a ~~di~~ dam, headgate and ditch, said headgate and ditch to be 12 inches by 150 inches in size.

8. Land Description of Intended Place of Use

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
In sections 26, 25, 34, 35		3 S.	17 E.			

9. Remarks (Pertaining to Use, etc.)

   [illegible]

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) _____

251
Form WR-1—1M—11-41

STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 36 D JD-2-3
County Stillwater
T. 3 S. R. 17 E.

Name of Land Owner Geo. Broadwater Address Absarokee, Montana

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: Riddle Ditch and Phelps Ditch
   Name of Ditch, Ditch Company or District supplying water
2. State the number of acres you irrigate under this system 87 Shares you hold ½ ft and 1 ft
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

443

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 below
5. Give the name of the original appropriator (first user): Angus Bragg
6. Give the date appropriated [illegible] Amount filed on: Miners Inches _____ C. F. S. _____
7. State the total number of acres irrigated under this system: [illegible]
8. Give the point of diversion: _____ ¼ _____ ¼ Section _____ Township _____ Range _____

Decreed [illegible] Bragg [illegible] Riddle Ditch [illegible]

Part C

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

9. Source of Water: Stillwater River
   Name of stream or lake from which water is originally diverted
10. Water is obtained by: (Check one) Gravity X Pumping _____ Other _____
11. What is the greatest number of acres you have irrigated? 86 Date 1942-1943-1944
12. How many acres did you irrigate in 1944? (Crop and pasture) 86
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 80 This land is under what ditch? Ditch was [illegible] Ingwald
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? Fair
16. Is your water supply adequate? Yes _____ No _____ Explain _____
17. REMARKS: Decree on Riddle Ditch signed by Judge Mark Henry on Dec 17, 1908 setting aside 4/72 seconds inlet and ½ Cu. ft per second in said ditch.
    Decree on Phelps Ditch (40) miners inches signed by Judge Lindsay Tropman May 11, 1908

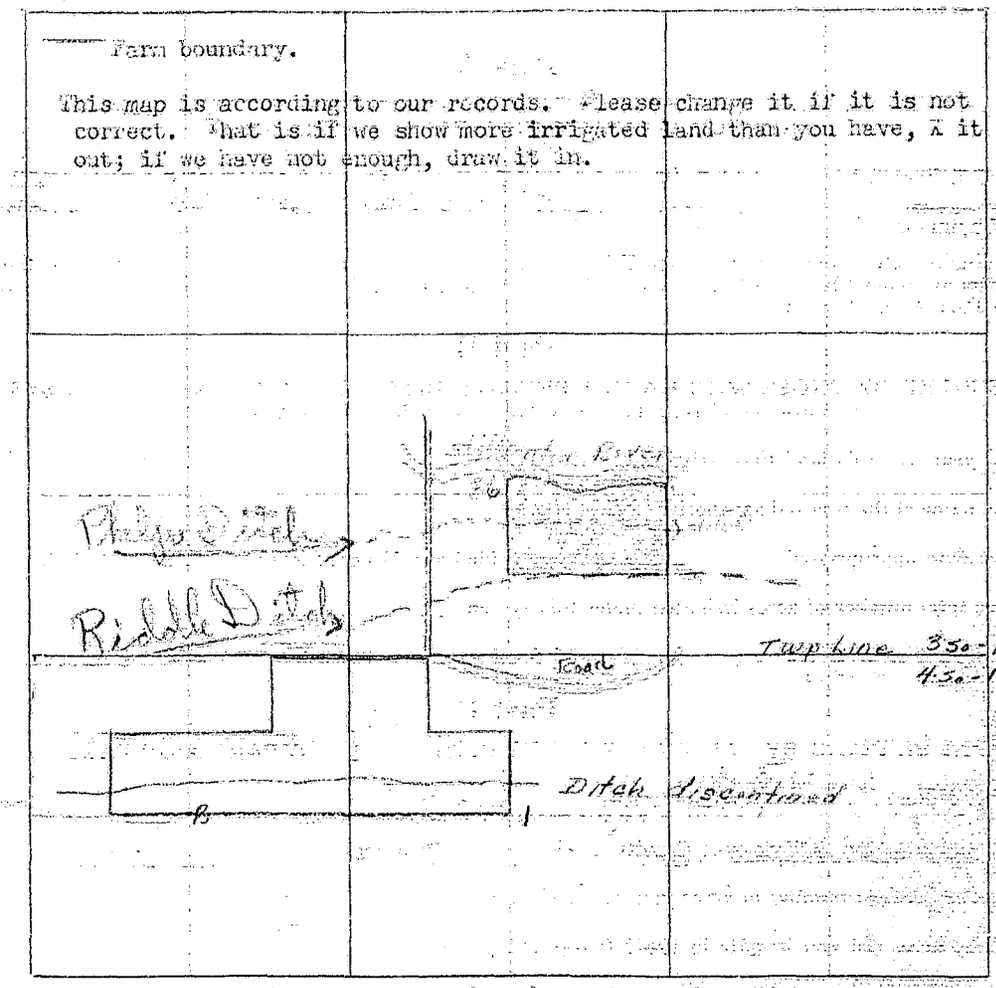
OVER

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

DESCRIPTION AND MAP OF FARM

18. Legal Description of this Farm N½SE¼, Frac. S½NE¼, So. of River - Sec. 36 - T.3 S., R.17 E.

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: Philps Ditch Acres: 46

Ditch: Riddle Ditch Acres: 40

Information supplied by:

Name [illegible] Address [illegible] Date

REMARKS: Could irrigate approx 80 acres more by use of pumps. The ditch has caved in [illegible] county at the Million Road for putting in culvert.

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.

THURBER'S, HELENA

Would like to get [illegible] as soon as possible.

Our records show that on Dec. 17, 1908 a water right was decreed under Case No. 011 for 6½ miners inches from Stillwater River covering this land with a date of priority as of June 25, 1893 showing the original appropriator as August Brey.

Big Timber, Montana
February 22, 1945

IN REPLY REFER TO
JWC

Mr. George K. Broadwater
Absarokee, Montana

Dear Mr. Broadwater:

In checking water rights on Riddle ditch, I find that my notes state that there was a decree signed by Judge Frank Henry on December 17, 1908 "setting aside 4/72 seconds interest in said Riddle Ditch and (1/2) cubic foot per second of time of the water of said ditch." Also "that certain water-right of Forty (40) miners inches or one (1) cubic foot of the water of Helps Ditch." Said decree signed by Judge Sidney Fox on May 11, 1908.

The notes also state that about 80 acres of the dry land had been watered at one time and that it could be watered now by pumping with a lift of about 60 feet.

I would mention this also in your report as it might be available under a development like M.V.A.

Sincerely yours

John W. Clark
FSA Supervisor

FORM SM-1

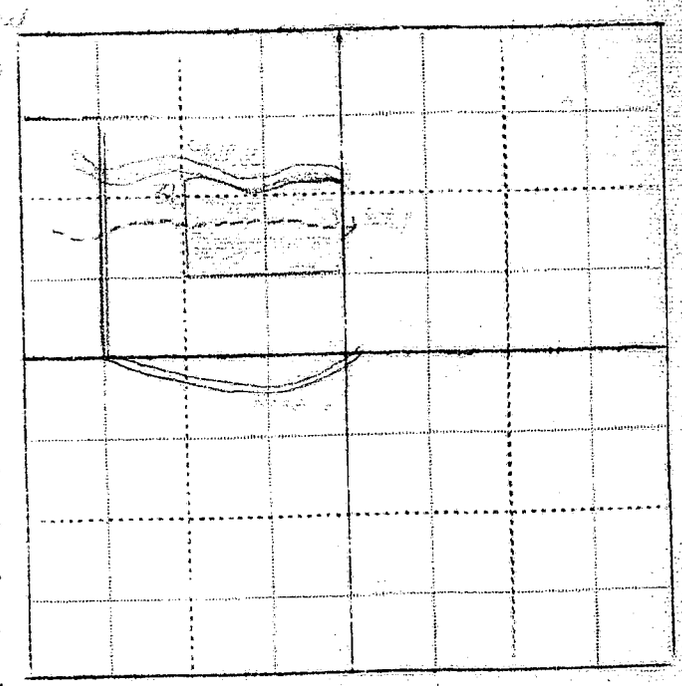
A STUDY OF MONTANA'S WATER RESOURCES

County [illegible] Source of Information _____

1. Water User [illegible] Address [illegible]
2. Stream _____ Tributary to _____ Basin _____
3. Point of Diversion ___ ¼ ___ ¼ Section _____ Township _____ Range _____
4. Description of System _____
5. Type of Irrigation _____
6. Original Appropriator [illegible] 31 Address _____
7. First Use: Year _____ Acres Irrigated _____
8. Maximum Use: Year _____ Acres Irrigated _____
9. Present Use: Year _____ Acres Irrigated _____
10. Last Use: Year _____ Why Abandoned _____
11. Condition of System _____
12. Land Description [illegible], T [illegible], R 17E

Remarks: _____

[illegible]



WITNESS: _____ Information by _____

Place _____

Please Do Not Fill in Any Items on This Page

Notice of Appropriation

1. County Stillwater Book (2) Page 173 Record

2. Name of Appropriator August Brey Address Absarokee, Montana

3. Date Appropriated June 25, 1893 Date Filed May 1, 1901

Amount Appropriated, Miners Inches not shown, Cubic Feet per second

4. Name of Stream Stillwater River. Tributary Basin

5. Point of Diversion at a point on its bank 9 miles above Absarokee or near what is known as Mattison Grade and runs easterly.

Sec. Twp. Rge. Bank of Stream south.

6. Purpose Irrigation and other purposes.

7. Description of System By means of a ditch and headgate sufficient in size to conduct 1500 inches of water.

8. Land Description of Intended Place of Use

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
N½SE¼, NE¼SW¼, SE¼NW¼	36	3 S.	17 E.	160		
Frac SENW	36	3 S.	17 E.	37	Mont. Life Ins. Co.	

9. Remarks (Pertaining to Use, etc.)

Decree

10. Case No. 011 Date Dec. 17, 1908 Amt. Decreed: M. I. C. F. S. 1 5/8

11. To Whom Decreed August Brey Address Absarokee, Montana

12. Name of Ditch Brey-Riddle ditch Maximum Capacity (C. F. S.) 37½

13. Date of Priority June 25, 1893 Purpose Irrigation of lands for hay & grain.

14. Land Description of Place of Use as Decreed

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
N½SE¼, NE¼SW¼, SE¼NW¼	36	3 S.	17 E.	160		
SE¼SW¼	36	3 S.	17 E.	40	Lottie Bell & Esther Ken	
N½NE¼, N½NW¼	1	4 S.	17 E.	30		

30 acres of NE¼NE¼

15. Remarks (Present Use Status, etc)

1 Form Ap. 1—10M

STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 443

Notice of Appropriation

1. County Stillwater Book 3 Page ~~274~~ 271 Record Misc.

2. Name of Appropriator August Brey et al Address Absarokee, Montana
Maggie E. Kiehl, David Hudson & Julius Johnson

3. Date Appropriated June 23, 1893 Date Filed May 1, 1901

Amount Appropriated, Miners Inches 1500, Cubic Feet per second

4. Name of Stream Stillwater Stream Tributary Basin

5. Point of Diversion at a point upon its east bank opposite Mat Madison's ranch house below what is known as the first grade on Stillwater County Road and on said Mat Madison's Land thence running ~~to~~ or to run upon said described land.
Sec. Twp. Rge. Bank of Stream

6. Purpose Irrigation, domestic and other purposes on homesteads of appropriators.

7. Description of Section Wing dam and ditch and headgate which said ditch is 120 x 60 inches in size.

8. Land Description of Intended Place of Use

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
Homesteads of appropriators						
E½SW¼ - N½SE¼	36	3 S.	17 E.			
SENW	36	3 S.	17 E.			

9. Remarks (Pertaining to Use, etc.)

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.)

243

Form WR-1—1M—11-44

STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 26 B, 27 A

County Stillwater

T. 3 S. R. 17 E.

Name of Land Owner Ida Flanagan Address Absarokee, Montana

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: Private Ditch
   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

Licence #16 & #17 Appr. 496-506

✓ **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 _____ 1877
5. Give the name of the original appropriator (first user): Thomas Flanagan
6. Give the date appropriated Oct 17, 1877 Amount filed on: Miners Inches 300 C. F. S. _____
7. State the total number of acres irrigated under this system: 60
8. Give the point of diversion: _____ ¼ _____ ¼ Section 28 Township 3 S Range 17 E

Part C

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

9. Source of Water: Spring Creek
   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? 60 Date _____
12. How many acres did you irrigate in 1944? (Crop and pasture) 60
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. _____ This land is under what ditch? Private
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? _____
16. Is your water supply adequate? Yes _____ No ✓ Explain The creek is dry most of the time
17. REMARKS:

Licence #16 - 5 Rec + Thos Flanagan - 136 M.I. Oct 17 - 1877

Licence #17 - 5 Thomas Flanagan 136 M.I. Oct. 17 - 1877

OVER

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

DESCRIPTION AND MAP OF FARM

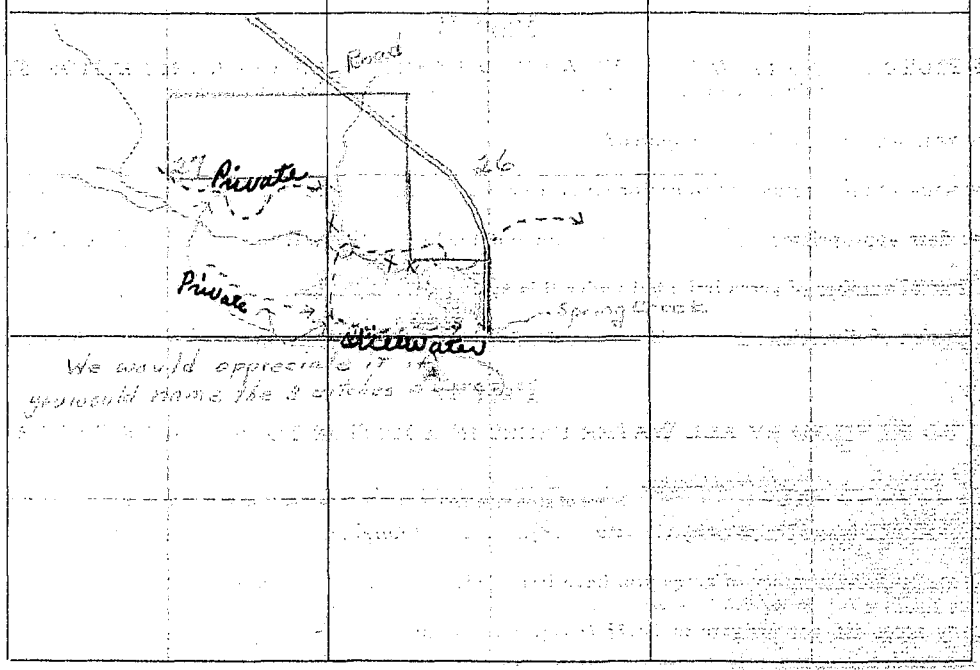
18. Legal Description of this Farm S½NE¼, E½SW¼, SW¼SW¼, Sec. 26 - S½E½, Sec. 27 - Twp. 3 S., R.17E.

IRRIGATED LAND NON-IRRIGATED LAND

Farm boundary.

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.

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: Peach Creek Ditch Acres: 60

Ditch: _____ Acres: _____

Information supplied by:

Name _____ Address _____ Date _____

REMARKS: The ditchwater ditch goes arround my peace but I do not have any interest in this ditch.

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.

THURBER'S, HELENA

Our records show that on December 29, 1932 a water right was decreed under Case No. 2053 for 136 miners inches from Spring Creek covering this land with a date of priority as of Oct. 17, 1892 showing the original appropriator as Thomas Flanagan. OK.

Our records show that you have an appropriation made by Stillwater Ditch Co. appropriated March 23, 1905 and filed April 10, 1905 from Stillwater River for 160,000 miners inches. Is this appropriation now in use? no

FORM SM-1

A STUDY OF MONTANA'S WATER RESOURCES

County _____ Source of Information _____

1. Water User _____ Address _____

2. Stream _____ Tributary to _____ Basin _____

3. Point of Diversion ___ ¼ ___ ¼ Section _____ Township _____ Range _____

4. Description of System _____

5. Type of Irrigation _____

6. Original Appropriator _____ Address _____

7. First Use: Year _____ Acres Irrigated _____

8. Maximum Use: Year _____ Acres Irrigated _____

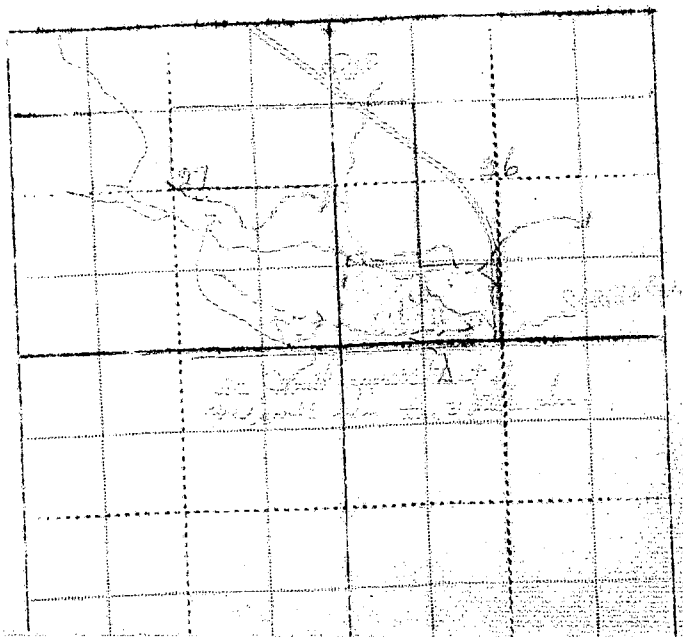
9. Present Use: Year _____ Acres Irrigated _____

10. Last Use: Year _____ Why Abandoned _____

11. Condition of System _____

12. Land Description _____, T _____, R _____

Remarks: _____



Code No. 407

Please Do Not Fill in Any Items on This Page

Notice of Appropriation

1. County Stillwater Book 4 Page 809 Record Misc.

2. Name of Appropriator Stillwater Ditch Co. Address Absarokee, Montana

3. Date Appropriated April 1, ~~1906~~ 1905 Date Filed April 10, 1905

   Amount Appropriated, Miners Inches _____, Cubic Feet per second 4,000

4. Name of Stream Stillwater River Tributary _____ Basin _____

5. Point of Diversion at a point on its right bank 300 ft. above Canyon Bridge on county road near the Bowman Ranch & 1½ miles above the Peabody ranch thence running down said river on its right bank a distance of 3/4 mile when ditch crosses river by means of a flume thence

   Sec. _____ Twp. _____ Rge. _____ Bank of Stream _____

   running in a NE direction on west side of river, thence to and upon said land.

6. Purpose Irrigation, domestic, agricultural, mechanical and other purposes.

7. Description of System By means of a ~~di~~ dam, headgate and ditch, said headgate and ditch to be 12 inches by 150 inches in size.

8. Land Description of Intended Place of Use

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
In sections 26, 25, 34, 35		3 S.	17 E.			

9. Remarks (Pertaining to Use, etc.)

   [illegible]

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) _____

Code No. 506

Please Do Not Fill in Any Items on This Page

Notice of Appropriation

1. County Stillwater Book 4 Page 591 Record Misc.
2. Name of Appropriator John E. Riddle Address Spring Creek, Montana
3. Date Appropriated Feb. 6, 1901 Date Filed Feb. 9, 1901

   Amount Appropriated, Miners Inches 200, Cubic Feet per second
4. Name of Stream Spring Creek Tributary Basin
5. Point of Diversion at a point upon its right bank in

   Sec. 27 Twp. 3 S. Rge. 17 E. Bank of Stream right. Also one ditch on left bank of same dimensions as first ditch, thence running to and upon said land.
6. Purpose Domestic, irrigation and other purposes.
7. Description of System By means of a ditch and dam, which said ditch is 36 inches by 36 inches in size.
8. Land Description of Intended Place of Use

   Homesteads in Sec. 26 & 27 in twp. 3 S., Rge. 17 E.
9. Remarks (Pertaining to Use, etc.)

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)

~~Code No.~~

Please Do Not Fill in Any Items on This Page

Notice of Appropriation

1. County Stillwater Book ..... Page ..... Record .....
2. Name of Appropriator Thomas Flanagan Address Absarokee, Montana
3. Date Appropriated Oct. 17, 1892 Date Filed Oct. 21, 1892

   Amount Appropriated, Miners Inches 300, Cubic Feet per second .....
4. Name of Stream Spring Creek Tributary ..... Basin .....
5. Point of Diversion at a point on bank about 1½ mile from west end of my claim and 300 yards below.

   Sec. ..... Twp. ..... Rge. ..... Bank of Stream south.
6. Purpose Irrigation, domestic and other useful and beneficial purposes.
7. Description of System By means of a dam and ditch, dam being placed at right angles just below the ditch across said Spring Creek.

8. Land Description of Intended Place of Use

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
Claim of 160 acres on west side of Stillwater River.						

9. Remarks (Pertaining to Use, etc.) Ray and Lewis Flanagan are the plaintiffs in this case and are joint co-owners of land described under Question 14.

Decree

10. Case No. 2053 Date Dec. 29, 1932 Amt. Decreed: M. I. 136 C. F. S. .....
11. To Whom Decreed Ray & Lewis Flanagan Address Absarokee, Montana belong to Plaintiffs.
12. Name of Ditch 4 ditches not named but / Maximum Capacity (C. F. S.) 3 4/10
13. Date of Priority Oct. 17, 1892 Purpose Irrigation, domestic and other useful purposes.
14. Land Description of Place of Use as Decreed

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
S½SW¼	26	3 S.	17 E.	80	Lewis Flanagan	Absarokee
SESE, N½S½, SWNW	27	3 S.	17 E.	240	Ray Flanagan	Absarokee

15. Remarks (Present Use Status, etc)

5. Point of Diversion.

Point of confluence of the two branches of Spring Creek.

Second. Point of Diversion which was made by Thomas Flanagan predecessor in interest of plaintiff tapped main Spring Creek at a point on North bank about 5 rods west of east line of Sec. 28 - 35 - 17 east and running in a general northerly and easterly direction and lying below the first said ditch and between the main branch of Spring Creek and a prong known as little Spring Creek.

Thomas Flanagan the ~~pli~~ plaintiffs predecessor in interest constructed and acquired from a predecessor in interest, a one John Riddle, two certain other ditches tapping said Spring Creek at their respective points, one on the north bank and one on the south bank, one half to three quarters of a mile below the heads or intakes of the two previously described points of diversion of two ditches. That one of said ditches will run in a general northerly and easterly direction and the other in a general southerly and easterly direction.

7. Description of System

Ditches being 36 inches by 40 inches in size carrying and conducting 300 inches of water.

Court Decree.

It is hereby decreed that the right of Ray and Lewis Flanagan, the plaintiffs in this case for this water right, are prior in right, time and in any form than those rights of the defendants. Curtis Hart, his predecessors in interest, all his helpers, employees in and to the use of any waters of Spring Creek. That the defendants and their predecessors have and are here restrained from interfering with the right of said plaintiffs. Ray and Lewis Flanagan to the extent of 136 miners inches of waters of Spring Creek.

That it is hereby further declared and decreed that the defendants are restrained and prohibited from diverting, impounding or obstructing with the free flow of waters of said Spring Creek and all Springs and tributaries ~~thene~~ thereto whenever water is needed for the irrigation of lands of the plaintiffs until 136 miners inches have or are available to the plaintiffs as at the head of their first and upper ditches for irrigation purposes.

It is hereby ordered, adjudged and decreed that the plaintiffs are here ordered and directed to install at respective points of diversion for their appropriations proper and suitable headgates and devices for the measurement of the waters flowing through their ditches.

It is hereby ordered adjudged and decreed that the defendants, Marjorie S. Johnson; B. K. Armstrong; Mary Flanagan; Lambert E. Kitchen; Mary J. Kitchen; J. Elmer Kitchen; Bessie Kitchen; J. Homer Kitchen; John Barron; John Johnson; Theophilus Kunkel and Joseph Mason have no right, title, claim or interest whatsoever of or to the use of the waters of Spring Creek, its tributaries or sources.

That the defendant, Curtis Hart has the right to 13/000 miners inches of water from the flow of the Spring situated 250 feet from the bank of Spring Creek and 300 feet west of his living house and home of said defendant is expressing excepted from the injunction orders of this court. These 13.100 miners inches are carried by pipe line to house for domestic purposes.

It is hereby further decreed by this court that Curtis Hard, the defendant is here ordered and directed to install with convenient dispatch at the respective points of diversion for their several appropriations proper and suitable headgates, and proper devices for the measurement of the waters flowing through his ditches at points of diversion from main stream of Spring Creek.

It is hereby ordered, adjudged and decreed that the defendant receive 30 miners inches through several different appropriations, which are; 16 3/4 miners inches from the appropriation as of June 1, 1912; 1 miners inch from the appropriation as of May 1, 1915; ½ miners inch as of June 1, 1922; and 11 3/4 miners inches from appropriation as of May 1, 1923, aggregating the full 30 miners inches, which the court hereby decreed to said defendant Curtis Hart.

Decree
~~Code No.~~ 17

Please Do Not Fill in Any Items on This Page

Notice of Appropriation

1. County Stillwater Book _____ Page _____ Record _____
2. Name of Appropriator Thomas Flanagan Address Absarokee, Montana
3. Date Appropriated Oct. 17, 1892 Date Filed Oct. 21, 1892

   Amount Appropriated, Miners Inches 136, Cubic Feet per second _____
4. Name of Stream Spring Creek Tributary _____ Basin _____
5. Point of Diversion at a point on bank 3/8 of a mile west of east line of Sec. 28 Twp. 3 S., Rge. 17 E.

   Sec. 28 Twp. 3 S. Rge. 17 E. Bank of Stream south.
6. Purpose Domestic, irrigation and other useful and beneficial purposes.
7. Description of System By means of a dam and ditch, said ditch being 3 feet at top, 2 feet at bottom and 20 inches deep.
8. Land Description of Intended Place of Use

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
S½SW¼	26	3 S.	17 E.	80	Lewis Flanagan	Absarokee
SESE, N½S½, SWNW	27	3 S.	17 E.	240	Ray Flanagan	Absarokee

9. Remarks (Pertaining to Use, etc.)

Decree

10. Case No. 2053 Date Dec. 29, 1932 Amt. Decreed M. I. 136 C. F. S. _____
11. To Whom Decreed Ray & Lewis Flanagan (jointly) Address Absarokee, Montana
    belongs to plaintiffs.
12. Name of Ditch 4 ditches, not named but / Maximum Capacity (C. F. S.) 4 3/20
13. Date of Priority Oct. 17, 1892 Purpose Irrigation, domestic and other useful purposes.
14. Land Description of Place of Use as Decreed

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
S½SW¼	26	3 S.	17 E.	80	Lewis Flanagan	Absarokee
SESE, N½S½, SWNW	27	3 S.	17 E.	240	Ray Flanagan	Absarokee

15. Remarks (Present Use Status, etc)

5. Point of Diversion.

And running in a general easterly direction, through and across portion of said lands. The point of diversion has been changed to the North side of said creek, due to a washout, and flumed across said creek to the south side of said stream.

12. Name of Ditches.

First ditch is 3 feet at top, 2 feet at bottom and a depth of twenty inches. Second ditch was of an average width of 2½ feet and an average depth of 1 foot. The third and fourth ditches vary from 3 to 2 feet in width and a depth of 18 to 12 inches.

1 Form Ap. 1—10M—5

STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 498

Notice of Appropriation

1. County Stillwater Book 4 Page 319 Record Misc.

2. Name of Appropriator Thomas Flanagan Address Stillwater, Montana

3. Date Appropriated Oct. 17, 1892 Date Filed Oct. 24, 1892
Sweetgrass Cty record shows appropriated Oct. 21, 1892.
Amount Appropriated, Miners Inches 300, Cubic Feet per second

4. Name of Stream Spring Creek Tributary Basin

5. Point of Diversion at a point upon its south bank at a point about 1½ miles above the mouth of said Spring Creek at about ¼ of a mile from the west end of my claim and also 300

Sec. Twp. Rge. Bank of Stream south.

yards below the point of confluence of the two branches of said Spring Creek, thence to & upon said land.

6. Purpose Irrigation and other useful purposes.

7. Description of System By means of a dam and ditch, said ditch to be 36 inches by 40 inches in size.

8. Land Description of Intended Place of Use
160 acres claim lying on the north side of Stillwater Creek.

9. Remarks (Pertaining to Use, etc.)

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.)

Our records show that you have an appropriation made by John E. Riddle, appropriated Feb. 6, 1901 and filed Feb. 9, 1902 from Spring Creek for 200 miners inches. Is this appropriation now in use? No.

244
Form WR-1—1M—11-44

STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 27 B, 28 A
County Stillwater
T. 3 S. R. 17 E.

Name of Land Owner Ray Flanagan Address Absarokee, Montana

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: Private Ditch
   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 1892
5. Give the name of the original appropriator (first user): Thomas Flanagan
6. Give the date appropriated Oct. 17 1892 Amount filed on: Miners Inches 200 C. F. S. _____
7. State the total number of acres irrigated under this system: 150 +
8. Give the point of diversion: _____ ¼ SW ¼ Section 28 Township 3 S. Range 17 E

Part C

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

9. Source of Water: Thousand Creek (Spring Creek)
   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 1944? (Crop and pasture) 150 to 165
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 75 This land is under what ditch? None
14. How many acres of seeped land do you have which could be drained and put into production? None
15. What is the condition of your irrigation system? Good
16. Is your water supply adequate? Yes _____ No ✓ Explain Dry years also
17. REMARKS:

Water from Creek

Decree No. 1 Thomas Flanagan 156 A.I. Oct. 17 1892

Decree No. 17 Thomas Flanagan 136 A.I. [illegible]

OVER

NOTE: The foregc _, questions apply only to irrigated land shown on this plat.

DESCRIPTION AND MAP OF FARM

18. Legal Description of this Farm N½S½, SESE¼, Frac SWSE¼, Frac SESW¼, N½, Frac N½NE¼, Sec. 27

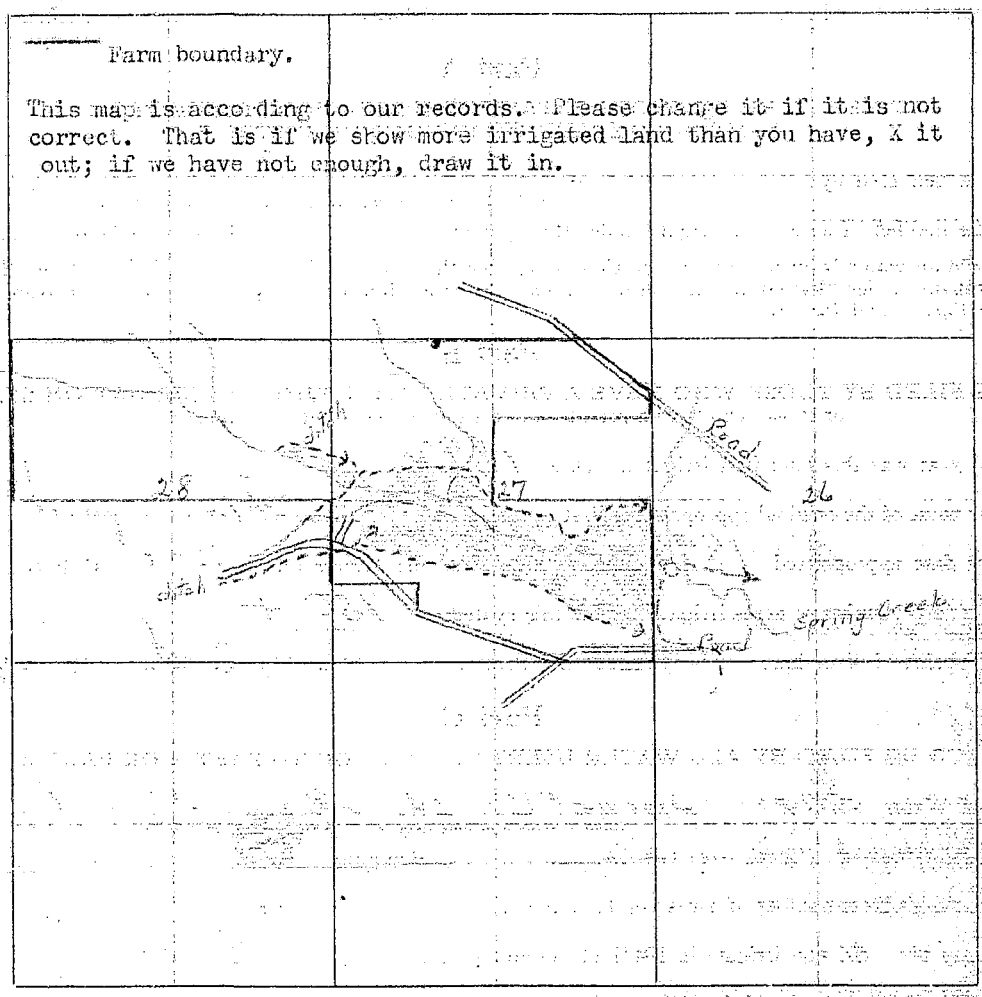
N½, Sec. 28 - Twp. 3 S., Rge. 17 E.

IRRIGATED LAND NON-IRRIGATED LAND

Farm boundary.

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.

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: Private Lines Spring Creek Acres: 165

Ditch: Acres:

Information supplied by:

Name [illegible] Address [illegible] Date

REMARKS: There are 5 detches that come from Spring Creek at different points. [illegible] all private detches

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.

THURBER'S, HELENA

Our records show that on December 29, 1932 a water right was decreased under Case No. 2053 for 136 miners inches from Spring Creek covering this land with a date of priority as of Oct. 17, 1892 showing the original appropriator as Thomas Flanagan.

Correct

FORM SM-1

A STUDY OF MONTANA'S WATER RESOURCES

County [illegible] Source of Information _____

1. Water User Ray Flanagan Address Absarokee

2. Stream _____ Tributary to _____ Basin _____

3. Point of Diversion ___ ¼ ___ ¼ Section _____ Township _____ Range _____

4. Description of System _____

5. Type of Irrigation _____

6. Original Appropriator [illegible] Address _____

7. First Use: Year _____ Acres Irrigated _____

8. Maximum Use: Year _____ Acres Irrigated _____

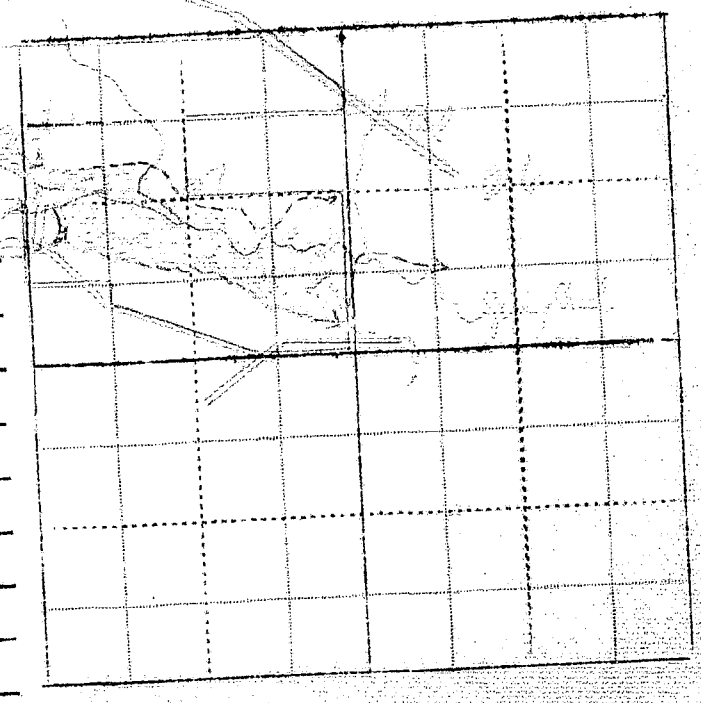
9. Present Use: Year _____ Acres Irrigated _____

10. Last Use: Year _____ Why Abandoned _____

11. Condition of System _____

12. Land Description [illegible], T [illegible], R [illegible]

Remarks: [illegible]



WITNESS: _____ Information by _____

Please Do Not Fill in Any Items on This Page Code No. 506

Notice of Appropriation

1. County Stillwater Book 4 Page 591 Record Misc.
2. Name of Appropriator John E. Riddle Address Spring Creek, Montana
3. Date Appropriated Feb. 6, 1901 Date Filed Feb. 9, 1901

   Amount Appropriated, Miners Inches 200 Cubic Feet per second
4. Name of Stream Spring Creek Tributary Basin
5. Point of Diversion at a point upon its right bank in

   Sec. 27 Twp. 3 S. Rge. 17 E. Bank of Stream right. Also one ditch on left bank of same dimensions as first ditch, thence running to and upon said land.
6. Purpose Domestic, irrigation and other purposes.
7. Description of System By means of a ditch and dam, which said ditch is 36 inches by 36 inches in size.
8. Land Description of Intended Place of Use

   Homesteads in Sec. 26 & 27 in twp. 3 S., Rge. 17 E.
9. Remarks (Pertaining to Use, etc.)

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)

Code No. 16

Please Do Not Fill in Any Items on This Page

Notice of Appropriation

1. County Stillwater Book ____ Page ____ Record ____
2. Name of Appropriator Thomas Flanagan Address Absarokee, Montana
3. Date Appropriated Oct. 17, 1892 Date Filed Oct. 21, 1892

   Amount Appropriated, Miners Inches 300 Cubic Feet per second ____
4. Name of Stream Spring Creek Tributary ____ Basin ____
5. Point of Diversion at a point on bank about 1½ mil from west end of my claim and 300 yds. below.

   Sec. ____ Twp. ____ Rge. ____ Bank of Stream south
6. Purpose Domestic, irrigation and other useful and beneficial purposes.
7. Description of System By means of a dam and ditch, dam being placed at right angles just below the ditch across said Spring Creek.
8. Land Description of Intended Place of Use ~~Sub-~~ Claim of 160 acres on west side of Stillwater River.
9. Remarks (Pertaining to Use, etc.) Ray Flanagan and Lewis Flanagan are the plaintiffs in this case and are joint co-owners of land described under Question 14.

Decree

10. Case No. 2053 Date Dec. 29, 1932 Amt. Decreed: M. I. 136 C. F. S. ____
11. To Whom Decreed Ray & Lewis Flanagan Address Absarokee, Montana belong to Plaintiffs.
12. Name of Ditch 4 ditches not named but / Maximum Capacity (C. F. S.) 3 4/10
13. Date of Priority Oct. 17, 1892 Purpose Domestic, irrigation & other useful purposes.
14. Land Description of Place of Use as Decreed

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
S½SW¼	26	3 S.	17 E.	80	Lewis Flanagan	Absarokee
SESE, W½S½, SWNW	27	3 S.	17 E.	240	Ray Flanagan	Absarokee

15. Remarks (Present Use Status, etc.)

5. Point of Diversion.

Point of confluence of the two branches of Spring Creek.

Second. Point of Diversion which was made by Thomas Flanagan predecessor in interest of plaintiff tapped main Spring Creek at a point on North bank about 5 rods west of east line of Sec. 28 - 39 - 17 east and running in a general northerly and easterly direction and lying below the first said ditch and between the main branch of Spring Creek and a prong known as little Spring Creek.

Thomas Flanagan the ~~eli~~ plaintiffs predecessor in interest constructed and acquired from a predecessor in interest, a one John Riddle, two certain other ditches tapping said Spring Creek at their respective points, one on the north bank and one on the south bank, one half to three quarters of a mile below the heads or intakes of the two previously described points of diversion of two ditches. That one of said ditches will run in a general northerly and easterly direction and the other in a general southerly and easterly direction.

7. Description of System

Ditches being 36 inches by 40 inches in size carrying and conducting 300 inches of water.

Court Decree.

It is hereby decreed that the right of Ray and Lewis Flanagan, the plaintiffs in this case for this water right, are prior in right, time and in any form than those rights of the defendants. Curtis Hart, his predecessors in interest, all his helpers, employees in and to the use of any waters of Spring Creek. That the defendants and their predecessors have and are here restrained from interfering with the right of said plaintiffs. Ray and Lewis Flanagan to the extent of 136 miners inches of waters of Spring Creek.

That it is hereby further declared and decreed that the defendants are restrained and prohibited from diverting, impounding or obstructing with the free flow of waters of said Spring Creek and all Springs and tributaries ~~these~~ thereto whenever water is needed for the irrigation of lands of the plaintiffs until 136 miners inches have or are available to the plaintiffs as at the head of their first and upper ditches for irrigation purposes.

It is hereby ordered, [illegible] and decreed that the plaintiffs are here ordered and directed to insti[illegible] respective points of diversion for their appropriations proper and suitable [illegible]adgates and devices for the measurement of the waters flowing through their ditches.

It is hereby ordered adjudged and decreed that the defendants, Marjorie S. Johnson; R. E. Armstrong; Mary Flanagan; Lambert H. Kitchen; Mary J. Kitchen; J. Elmer Kitchen; Bessie Kitchen; J. Homer Kitchen; John Barron; John Johnson; Theophilus Kunkel and Joseph Mason have no right, title, claim or interest whatsoever of or to the use of the waters of Spring Creek, its tributaries or sources.

That the defendant, Curtis Hart has the right to 13/000 miners inches of water from the flow of the Spring situated 250 feet from the bank of Spring Creek and 300 feet west of his living house and home of said defendant is expressing excepted from the injunction orders of this court. These 13.100 miners inches are carried by pipe line to house for domestic purposes.

It is hereby further decreed by this court that Curtis Hard, the defendant is here ordered and directed to install with convenient dispatch at the respective points of diversion for their several appropriations proper and suitable headgates, and proper devices for the measurement of the waters flowing through his ditches at points of diversion from main stream of Spring Creek.

It is hereby ordered, adjudged and decreed that the defendant receive 30 miners inches through several different appropriations, which are; 16 3/4 miners inches from the appropriation as of June 1, 1912; 1 miners inch from the appropriation as of May 1, 1915; ½ miners inch as of June 1, 1922; and 11 3/4 miners inches from appropriation as of May 1, 1923, aggregating the full 30 miners inches, which the court hereby decreed to said defendant Curtis Hart.

Decree
~~Code No.~~ 17

Please Do Not Fill in Any Items on This Page

Notice of Appropriation

1. County Stillwater Book ____ Page ____ Record ____
2. Name of Appropriator Thomas Flanagan Address Absarokee, Montana
3. Date Appropriated Oct. 17, 1892 Date Filed Oct. 21, 1892

   Amount Appropriated, Miners Inches 136, Cubic Feet per second ____
4. Name of Stream Spring Creek Tributary ____ Basin ____
5. Point of Diversion at a point on bank 3/8 of a mile west of east line of Sec. 28 Twp. 3 S., Rge. 17 E.

   Sec. 28 Twp. 3 S. Rge. 17 E. Bank of Stream south.
6. Purpose Domestic, irrigation and other useful and beneficial purposes.
7. Description of System By means of a dam and ditch, said ditch being 3 feet at top, 2 feet at bottom and 20 inches deep.

8. Land Description of Intended Place of Use

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
S½SW¼	26	3 S.	17 E.	80	Lewis Flanagan	Absarokee
SESE, N½S½, SWNW	27	3 S.	17 E.	240	Ray Flanagan	Absarokee

9. Remarks (Pertaining to Use, etc.)

Decree

10. Case No. 2053 Date Dec. 29, 1932 Amt. Decreed: M. I. 136 C. F. S. ____
11. To Whom Decreed Ray & Lewis Flanagan (jointly) Address Absarokee, Montana belongs to plaintiffs.
12. Name of Ditch 4 ditches, not named but / Maximum Capacity (C. F. S.) 4 3/20
13. Date of Priority Oct. 17, 1892 Purpose Irrigation, domestic and other useful purposes.
14. Land Description of Place of Use as Decreed

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
S½SW¼	26	3 S.	17 E.	80	Lewis Flanagan	Absarokee
SESE, N½S½, SWNW	27	3 S.	17 E.	240	Ray Flanagan	Absarokee

15. Remarks (Present Use Status, etc)

5. Point of Diversion.

And running in a general easterly direction, through and across portion of said lands. The point of diversion has been changed to the North side of said creek, due to a washout, and flumed across said creek to the south side of said stream.

12. Name of Ditches.

First ditch is 3 feet at top, 2 feet at bottom and a depth of twenty inches. Second ditch was of an average width of 2½ feet and an average depth of 1 foot. The third and fourth ditches vary from 3 to 2 feet in width and a depth of 18 to 12 inches.

Form Ap. 1—10M

STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 498

Notice of Appropriation

1. County Stillwater Book 4 Page 319 Record Misc.

2. Name of Appropriator Thomas Flanagan Address Stillwater, Montana

3. Date Appropriated Oct. 17, 1892 Date Filed Oct. 24, 1892
Sweetgrass Cty record shows appropriated Oct. 21, 1892.
Amount Appropriated, Miners Inches 300, Cubic Feet per second

4. Name of Stream Spring Creek Tributary Basin

5. Point of Diversion at a point upon its south bank at a point about 1½ miles above the mouth of said Spring Creek at about ¼ of a mile from the west end of my claim and also 300 yards below the point of confluence of the two branches of said Spring Creek, thence to & upon said land.

Sec. Twp. Rge. Bank of Stream south.

6. Purpose Irrigation and other useful purposes.

7. Description of System By means of a dam and ditch, said ditch to be 36 inches by 40 inches in size.

8. Land Description of Intended Place of Use
160 acres claim lying on the north side of Stillwater Creek.

9. Remarks (Pertaining to Use, etc.)

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.)

245

Form WR-1—1M—11-44

STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 28 3

County Stillwater

T. 3 S. R. 17 E.

Name of Land Owner Mary Flanagan Address Absarokee, Montana

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: Private Ditch
   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 _____
5. Give the name of the original appropriator (first user): Thomas Flanagan
6. Give the date appropriated [illegible] Amount filed on: Miners Inches 300 C. F. S. _____
7. State the total number of acres irrigated under this system: _____
8. Give the point of diversion: _____ ¼ [illegible] ¼ Section [illegible] Township 3 So. Range 17 E.

Part C

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

9. Source of Water: Mission Creek
   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? 10 Date _____
12. How many acres did you irrigate in 1944? (Crop and pasture) None
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 75 This land is under what ditch? Private
14. How many acres of seeped land do you have which could be drained and put into production? None
15. What is the condition of your irrigation system? Poor
16. Is your water supply adequate? Yes _____ No ✓ Explain Not water
17. REMARKS: _____

None

OVER

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

DESCRIPTION AND MAP OF FARM

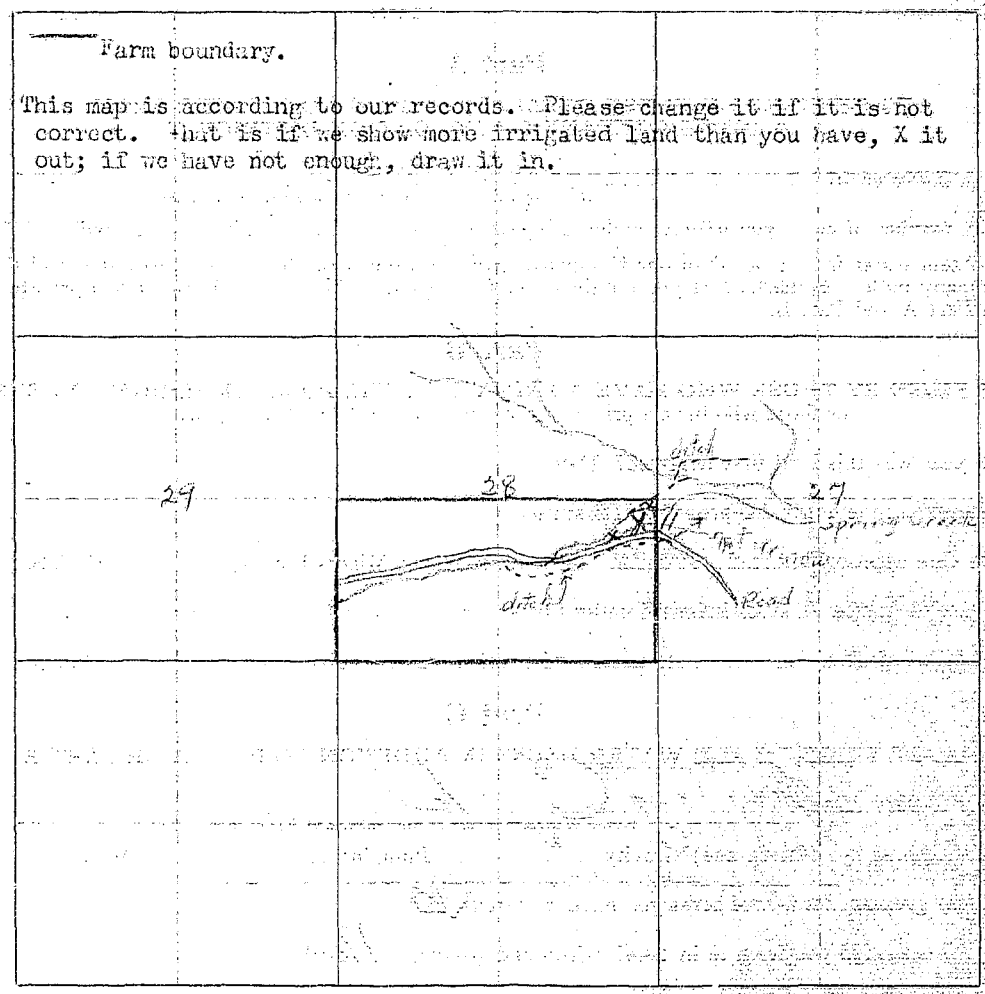
18. Legal Description of this Farm S½, Sec. 28 - Twp. 3 S., Rge. 17 E.

IRRIGATED LAND NON-IRRIGATED LAND

Farm boundary.

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.

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: _____ Acres: 0

Ditch: _____ Acres: _____

Information supplied by:

Name _____ Address _____ Date _____

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.

FORM SM-1

A STUDY OF MONTANA'S WATER RESOURCES

County _____ Source of Information _____

1. Water User _____ Address _____

2. Stream _____ Tributary to _____ Basin _____

3. Point of Diversion ___ ¼ ___ ¼ Section _____ Township _____ Range _____

4. Description of System _____

5. Type of Irrigation _____

6. Original Appropriator _____ Address _____

7. First Use: Year _____ Acres Irrigated _____

8. Maximum Use: Year _____ Acres Irrigated _____

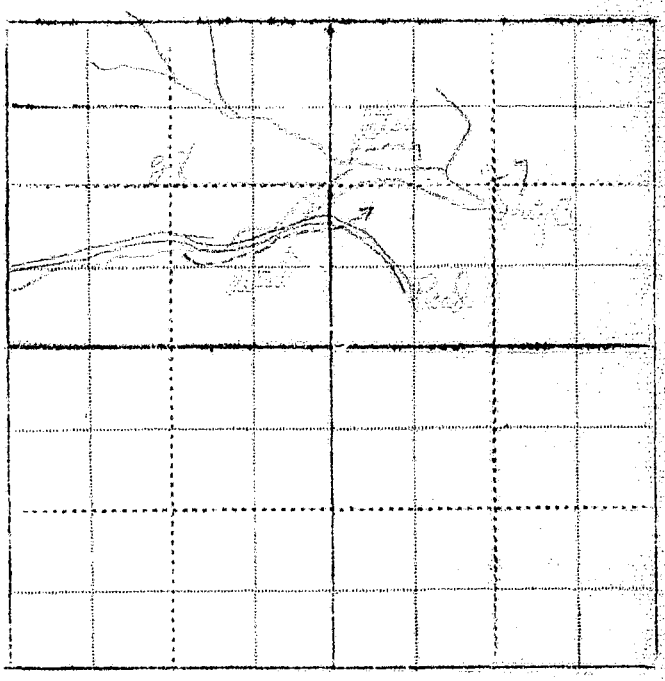
9. Present Use: Year _____ Acres Irrigated _____

10. Last Use: Year _____ Why Abandoned _____

11. Condition of System _____

12. Land Description _____, T _____, R _____

Remarks: _____



WITNESS: _____ Information by _____

Place _____

Form Ap. 1—10M 8

STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 498

Notice of Appropriation

1. County Stillwater Book 4 Page 319 Record Misc.

2. Name of Appropriator Thomas Flanagan Address Stillwater, Montana

3. Date Appropriated Oct. 17, 1892 Date Filed Oct. 24, 1892
Sweetgrass Cty record shows appropriated Oct. 21, 1892.
Amount Appropriated, Miners Inches 300, Cubic Feet per second

4. Name of Stream Spring Creek Tributary Basin

5. Point of Diversion at a point upon its south bank at a point about 1½ miles above the mouth of said Spring Creek at about ¼ of a mile from the west end of my claim and also 300 yards below the point of confluence of the two branches of said Spring Creek, thence to & upon said land.

Sec. Twp. Rge. Bank of Stream south.

6. Purpose Irrigation and other useful purposes.

7. Description of System By means of a dam and ditch, said ditch to be 36 inches by 40 inches in size.

8. Land Description of Intended Place of Use
160 acres claim lying on the north side of Stillwater Creek.

9. Remarks (Pertaining to Use, etc.)

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.)

242
Form WR-1—1M—11-44

STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 23A, 24A, 25A, 26A
County Stillwater
T. 3 S. R. 17 E.

Name of Land Owner Lester Hart Address Absarokee, Montana

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: Stillwater Ditch Co.
   Name of Ditch, Ditch Company or District supplying water
2. State the number of acres you irrigate under this system 300 Shares you hold 3/5
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 1895
5. Give the name of the original appropriator (first user) Ed Burke Stillwater Ditch Co.
6. Give the date appropriated March 23-1895 Amount filed on: Miners Inches _____ C. F. S. [illegible]
7. State the total number of acres irrigated under this system: _____
8. Give the point of diversion: _____ ¼ NE ¼ Section 6 Township 4S Range 17E

Part C

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

9. Source of Water: Stillwater River
   Name of stream or lake from which water is originally diverted
10. Water is obtained by: (Check one) Gravity X Pumping _____ Other _____
11. What is the greatest number of acres you have irrigated? 250 Date 1944
12. How many acres did you irrigate in 1944? (Crop and pasture) 250
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 70 This land is under what ditch? Stillwater Ditch Co.
14. How many acres of seeped land do you have which could be drained and put into production? None
15. What is the condition of your irrigation system? Fair
16. Is your water supply adequate? Yes _____ No X Explain Because ditch
17. REMARKS: needs cleaning and enlarging.

OVER

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

DESCRIPTION AND MAP OF FARM

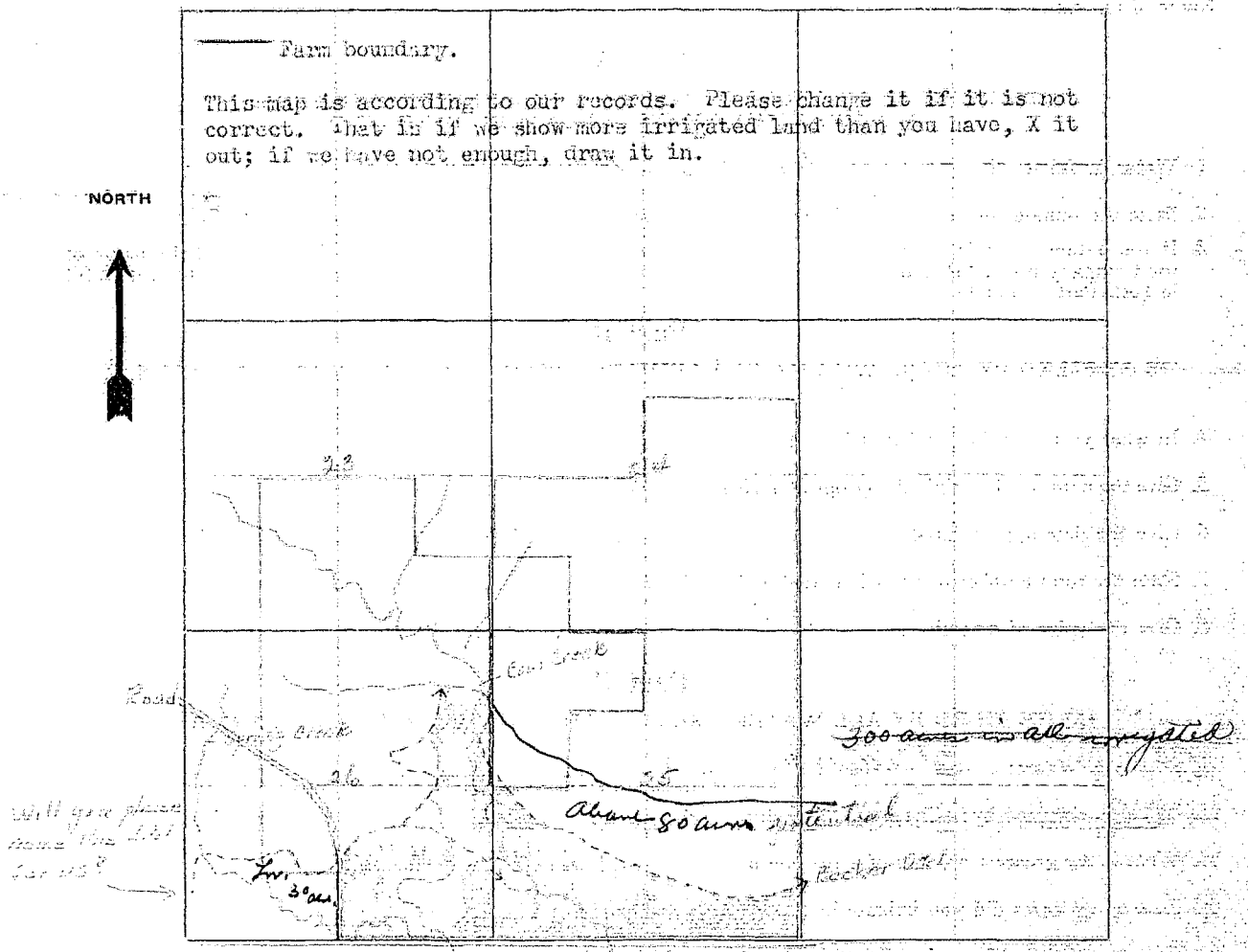
18. Legal Description of this Farm Frac. 22, 23, &24 - 25, SW, SWNE, Sec. 25, S½, NESW, Sec. 26 - Twp. 3 S., Rge. 17 W.

IRRIGATED LAND NON-IRRIGATED LAND

Farm boundary.

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.

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: Stillwater Ditch Co. Acres: 250

Ditch: _____ Acres: _____

Information supplied by:

Name Lisle E. Ward Address Absaroke Mont Date Mar 13, 45

REMARKS: The water from Spring Creek and Cow Creek ruined the Becker Ditch. The reason for the large filing of this ditch was because it was figured to cover a large acreage on Lackstine and extending down to Brule Creek.

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.

THURBER'S, HELENA

Our records show that you have an appropriation made by John E. Riddle, appropriated Feb. 6, 1901 and filed Feb. 9, 1902 from Spring Creek for 200 miners inches. Is this appropriation now in use?

Our records show that you have an appropriation made by Stillwater Ditch Co. appropriated March 23, 1905 and filed April 10, 1905 from Stillwater River for 160,000 miners inches. Is this appropriation now in use?

Our records show that you have an appropriation made by Joe A. Mason, appropriated April 1, 1932 and filed April 1, 1932 from Cow Creek for 200 miners inches. Is this appropriation now in use?

FORM SM-1

A STUDY OF MONTANA'S WATER RESOURCES

County _____ Source of Information _____

1. Water User _____ Address _____

2. Stream _____ Tributary to _____ Basin _____

3. Point of Diversion ___ ¼ ___ ¼ Section _____ Township _____ Range _____

4. Description of System _____

5. Type of Irrigation _____

6. Original Appropriator _____ Address _____

7. First Use: Year _____ Acres Irrigated _____

8. Maximum Use: Year _____ Acres Irrigated _____

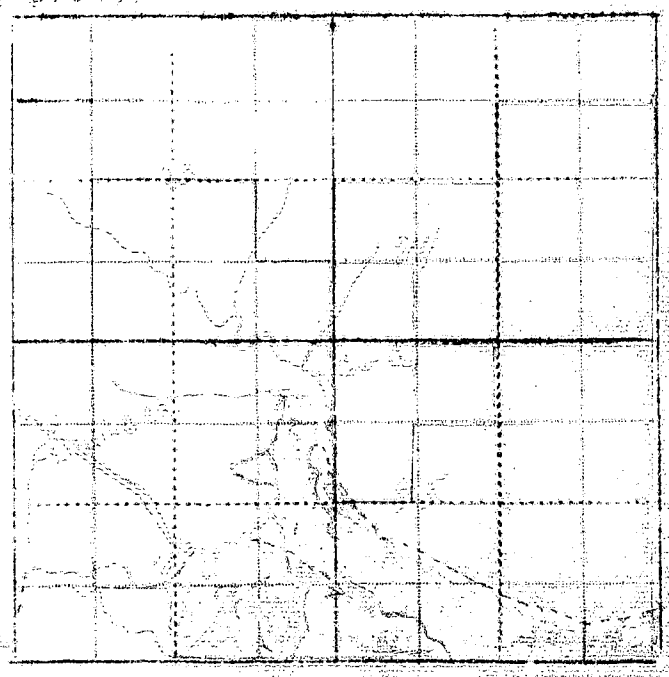
9. Present Use: Year _____ Acres Irrigated _____

10. Last Use: Year _____ Why Abandoned _____

11. Condition of System _____

12. Land Description _____, T _____, R _____

Remarks: _____



WITNESS: _____ Information by _____

Place _____

Our records show that you have an appropriation made by John E. Riddle, appropriated Feb. 6, 1901 and filed Feb. 9, 1902 from Spring Creek for 200 miners inches. Is this appropriation now in use?

Our records show that you have an appropriation made by Joe A. Mason, appropriated April 1, 1932 and filed April 1, 1932 from Cow Creek for 200 miners inches. Is this appropriation now in use?

Our records show that you have an appropriation made by Stillwater Ditch Co. appropriated March 23, 1905 and filed April 10, 1905 from Stillwater River for 160,000 miners inches. Is this appropriation now in use?

Code No. 407

Please Do Not Fill in Any Items on This Page

Notice of Appropriation

1. County Stillwater Book 4 Page 809 Record Misc.
2. Name of Appropriator Stillwater Ditch Co. Address Absarokee, Montana
3. Date Appropriated April 1, ~~1906~~ 1905 Date Filed April 10, 1905

   Amount Appropriated, Miners Inches ....., Cubic Feet per second 4,000
4. Name of Stream Stillwater River Tributary ..... Basin .....
5. Point of Diversion at a point on its right bank 300 ft. above Canyon Bridge on county road near the Bowman Ranch & 1½ miles above the Peabody ranch thence running down said river on its right bank a distance of 3/4 mile when ditch crosses river by means of a flume thence running in a NE direction on west side of river, thence to and upon said land.

   Sec. ..... Twp. ..... Rge. ..... Bank of Stream .....
6. Purpose Irrigation, domestic, agricultural, mechanical and other purposes.
7. Description of System By means of a ~~di~~ dam, headgate and ditch, said headgate and ditch to be 12 inches by 150 inches in size.
8. Land Description of Intended Place of Use

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
In sections 26, 25, 34, 35		3 S.	17 E.			

9. Remarks (Pertaining to Use, etc.)

Decree

10. Case No. ..... Date ..... Amt. Decreed: M. I. ..... C. F. S. .....
11. To Whom Decreed ..... Address .....

Code No. 107

Please Do Not Fill in Any Items on This Page

Notice of Appropriation

1. County Stillwater Book 17 Page 391 Record Misc.

2. Name of Appropriator Mason, Joe A. Address Absarokee, Montana

3. Date Appropriated April 1, 1932 Date Filed April 1, 1932

   Amount Appropriated, Miners Inches 200, Cubic Feet per second

4. Name of Stream Cow Creek Tributary Basin

5. Point of Diversion at a point on its north bank 40 feet from west boundary line where it crosses Cow Creek of

   Sec. 23 Twp. 3 S. Rge. 17 E. Bank of Stream North.
   thence running to and upon said land.

6. Purpose Irrigation and other purposes.

7. Description of System By means of a ditch which is 42 inches by 18 inches in size.

8. Land Description of Intended Place of Use

Subdivision	Sec.	Twp.	Rge.	Tot. Acr.	1940 Owner	Address
E½SW¼ - W½SE¼	23	3 S.	17 E.	160	Olive I. Clark	Pompeys Pillar
SE¼SE¼	23	3 S.	17 E.	40	Olive I. Clark	Pompeys Pillar

9. Remarks (Pertaining to Use, etc.) Transfers of Land Ownership
   Joseph A. Mason to Olive I. Clark
   E½SW¼ - W½SE¼ - SE¼SE¼ - Sec. 23 - Twp. 3 S., Rge. 17 E.

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)

Code No. 50C

Please Do Not Fill in Any Items on This Page

Notice of Appropriation

1. County Stillwater Book 4 Page 591 Record Misc.
2. Name of Appropriator John F. Riddle Address Spring Creek, Montana
3. Date Appropriated Feb. 6, 1901 Date Filed Feb. 9, 1901

   Amount Appropriated, Miners Inches 200, Cubic Feet per second
4. Name of Stream Spring Creek Tributary Basin
5. Point of Diversion at a point upon its right bank in

   Sec. 27 Twp. 3 S. Rge. 17 E. Bank of Stream right. Also one ditch on left bank of same dimensions as first ditch, thence running to and upon said land.
6. Purpose Domestic, irrigation and other purposes.
7. Description of System By means of a ditch and dam, which said ditch is 36 inches by 36 inches in size.
8. Land Description of Intended Place of Use
   Homesteads in Sec. 26 & 27 in Twp. 3 S., Rge. 17 E.
9. Remarks (Pertaining to Use, etc.)

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)

250

Form WR-1—1M—11-41

STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 36 [illegible]

County Stillwater

T. [illegible] S. R. 17 E.
4 S. 17 E.

Name of Land Owner Esther Kern Address Absarokee, Montana

Name of Operator [illegible] Address Absarokee, Montana

Part A

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

1. Water is delivered by: Phelps & Riddle ditch
   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

Form 28-24-31

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 (from Riddle ditch)
5. Give the name of the original appropriator (first user): John Riddle
6. Give the date appropriated January, 1893 Amount filed on: Miners Inches 160 C. F. S. _____
7. State the total number of acres irrigated under this system: _____
8. Give the point of diversion: _____ ¼ _____ ¼ Section _____ Township _____ Range _____

Part C

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

9. Source of Water: Stillwater 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? [illegible] Date _____
12. How many acres did you irrigate in 1944? (Crop and pasture) [illegible]
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? _____
15. What is the condition of your irrigation system? Good
16. Is your water supply adequate? Yes ✓ No _____ Explain _____
17. REMARKS:

A. F. Phelps app for
Phelps ditch app Feb 23, 1892
for 25 [illegible]

OVER

[illegible] in Feb Reg 1st with [illegible] 1893

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

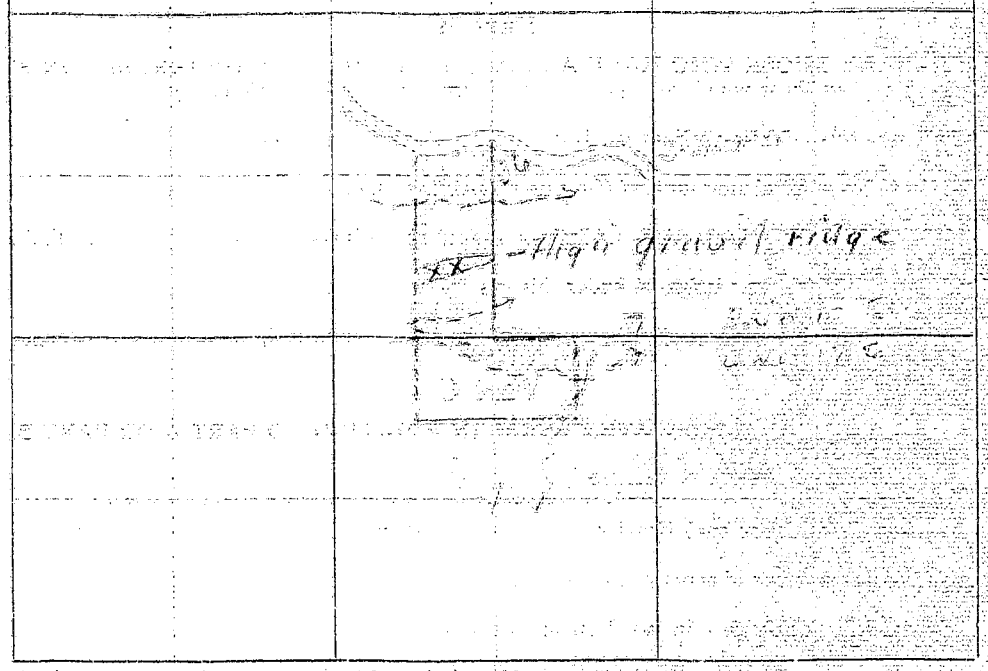
DESCRIPTION AND MAP OF FARM

18. Legal Description of this Farm [illegible] Sec. 35 - [illegible] 7 [illegible]
Lots 2 and 3 - Sec. [illegible] - [illegible]

IRRIGATED LAND NON-IRRIGATED LAND

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

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: Phelps ditch Acres: 23

Ditch: Rosser ditch Acres: 72

Information supplied by:

Name Fred Clark Address Date

REMARKS: By Ernest + Bill + [illegible] and [illegible] Goodwin

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.