

STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 18 E, 19B, 20 B
County Stillwater
T. 4 S. R. 18 E.

Name of Land Owner Evelyn Hayer Address Huntington Park, California
Name of Operator W. A. Mattson Address Fishtail, Montana

Part A

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

1. Water is delivered by: Private Ditch (West Rockland Ditch Co.)
Name of Ditch, Ditch Company or District supplying water
2. State the number of acres you irrigate under this system 70 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): West Rockland Ditch Co.
6. Give the date appropriated 9-25-03 Amount filed on: Miners Inches 5000 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: Fishtail Creek
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? 70 Date _____
12. How many acres did you irrigate in 1944? (Crop and pasture) 70 acres
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 50 This land is under what ditch? Same Ditch
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 Ditch is near the end
17. REMARKS: of creek and after July 1st creek gets low which leaves us with shortage of water

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 SWS $\frac{1}{4}$, SESW $\frac{1}{4}$, Sec. 18 - S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NESW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NENE $\frac{1}{4}$, NWNE $\frac{1}{4}$, Sec. 19, S $\frac{1}{2}$ NW $\frac{1}{4}$, NWSW $\frac{1}{4}$, Sec. 20 - Twp. 4 S., Rge. 18 E.

|  IRRIGATED LAND |  NON-IRRIGATED LAND |
|--|--|
| <p>Farm boundary.</p> <p>18</p> <p>Potential</p> <p>Main Ditch</p> <p>Private Ditch</p> <p>20</p> <p>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.</p> | |

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: Samm Ditch Co Acres: 25

Ditch: _____ Acres: 45

Information supplied by:

Name M. A. Mattson Address Fishtail Date Mar 5

REMARKS: Ditch was originally planned to take
out of West Fish Lake - It is now
in place

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.

THUNDERBOLT, HELENA

18 E
19 B
20 B

FORM SM-1

A STUDY OF MONTANA'S WATER RESOURCES

County Stillwater Source of Information _____

1. Water User Emelyn J. Hayes Address Huntington Park, Calif.

Operator W. A. Matthews Tributary to Grout Creek Basin Mont.

2. Stream _____

3. Point of Diversion 1/2 1/2 Section _____ Township _____ Range _____

4. Description of System _____

5. Type of Irrigation _____

6. Original Appropriator 0 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 1/4 Sec 17, T. 2 N., R. 18 E.

Remarks: _____

1/4 Sec 17, T. 2 N., R. 18 E.

1/4 Sec 17, T. 2 N., R. 18 E.

10-62-34-19

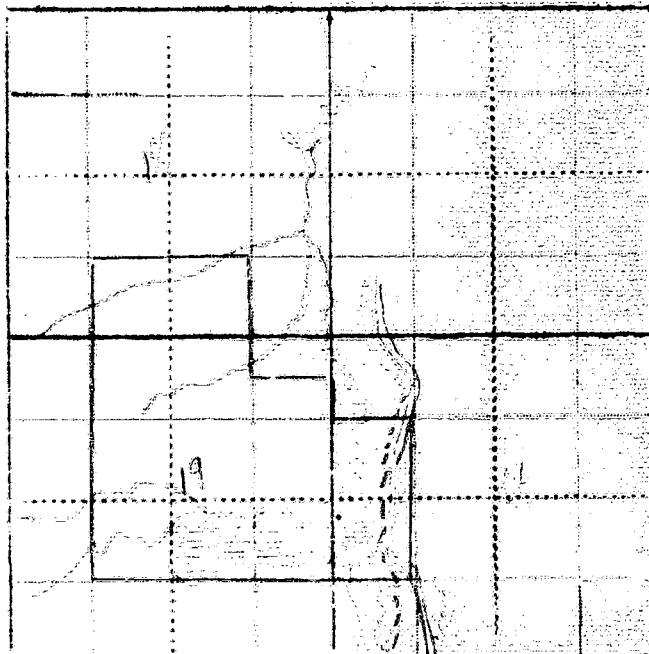
10-62-34-19

10-62-34-19

WITNESS: _____

Information by _____

Place _____



STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 158

Notice of Appropriation

1. County Stillwater Book 3 Page 727 Record Misc.
2. Name of Appropriator W. Rosebud Ditch Co. Address Absarokee, Montana
3. Date Appropriated Sept. 5, 1903 Date Filed Sept. 10, 1903
Amount Appropriated, Miners Inches 1000, Cubic Feet per second.....
4. Name of Stream Fishtail Creek Tributary..... Basin.....
5. Point of Diversion at a point upon its south bank and then runs thence to a main ditch and is mingled with water from the west Rosebud River thence over and upon said land.
Sec..... Twp..... Rge..... Bank of Stream south.
6. Purpose Irrigation and other purposes.
7. Description of System A ditch 48 inches in size which carries one thousand inches of water from said stream.
8. Land Description of Intended Place of Use.....
Parts of Sections 8, 17, 18, 18, 20, 21 and 22 and the ranch of Jno. Flanagan
all in Twp. 4 S., Rge. 18 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.).....

STATE ENGINEERS OFFICE
Water Resources Survey
Notice of Appropriation

Code No. 366

1. County Stillwater Book 3 Page 728 Record Misc.
2. Name of Appropriator West Rosebud Ditch Co. Address Absarokee, Montana
3. Date Appropriated Sept. 23, 1903 Date Filed Sept. 25, 1903
Amount Appropriated, Miners Inches 5000, Cubic Feet per second _____
4. Name of Stream Rosebud River (West.) Tributary _____ Basin _____
5. Point of Diversion at a point upon its west bank and runs thence in a northwesterly
direction and flumed across the Fishtail River thence over and upon said land.
Sec. _____ Twp. _____ Rge. _____ Bank of Stream west.
6. Purpose Irrigation and other purposes.
7. Description of System A ditch 120 inches by 24 inches in size and carries and conducts
5000 inches of water from said river and a flume.
8. Land Description of Intended Place of Use
Subdivision _____ Sec. _____ Twp. _____ Rge. _____ Tot. Acr. 1940 Owner _____ Address _____
Parts of secs. 8, 17, 18, 19, 20, 21, 22,
23 and 24 all in 4 S. 18 E.
9. Remarks (Pertaining to Use, etc.) _____
None

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 OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

282
Form WR-1-1M-11-44
Code No. 19C, 20C, 29 B
County Stillwater
T. 4 S. R. 18 E.

Name of Land Owner M. E. & James W. Toohey Address Fishtail, Montana
Name of Operator Joe Toohey Address Fishtail, Montana

Part A

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

1. Water is delivered by: Mont. Reclamation Dist. 2, T. 4 S. R. 18 E.
Name of Ditch, Ditch Company or District supplying water
2. State the number of acres you irrigate under this system 135 Shares you hold Private
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 1917 WR Dist. 2
5. Give the name of the original appropriator (first user): Philip C. Carter - Joe. Toohey
6. Give the date appropriated June 25, 1898-1917 Amount filed on: Miners Inches 190,500 C. F. S. 4 3/4
7. State the total number of acres irrigated under this system: 135
8. Give the point of diversion: 1/4 1/4 Section 1 Township 4 S. Range 18 E.

Part C

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

9. Source of Water: Fishtail Creek
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? 135 Date 1932
12. How many acres did you irrigate in 1944? (Crop and pasture) 45 (and 135 more for pasture)
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 404 This land is under what ditch? 3
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? Fair
16. Is your water supply adequate? Yes No Explain Too many Ditches For Creek
17. REMARKS:

We have used the water from the fall at the head of the creek for irrigation. In dry years it is not enough to irrigate the land and years ago it was used for irrigation.

OVER

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

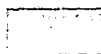
DESCRIPTION AND MAP OF FARM

18. Legal Description of this Farm SESW¹/₄, S³SE¹/₄, Sec. 19 - SWSW¹/₄, SWS¹/₄, Sec. 20 -

E¹/₂NW¹/₄, W¹/₂NE¹/₄, NESW¹/₄, Sec. 29 - Twp. 4 S., Rge. 18 E.

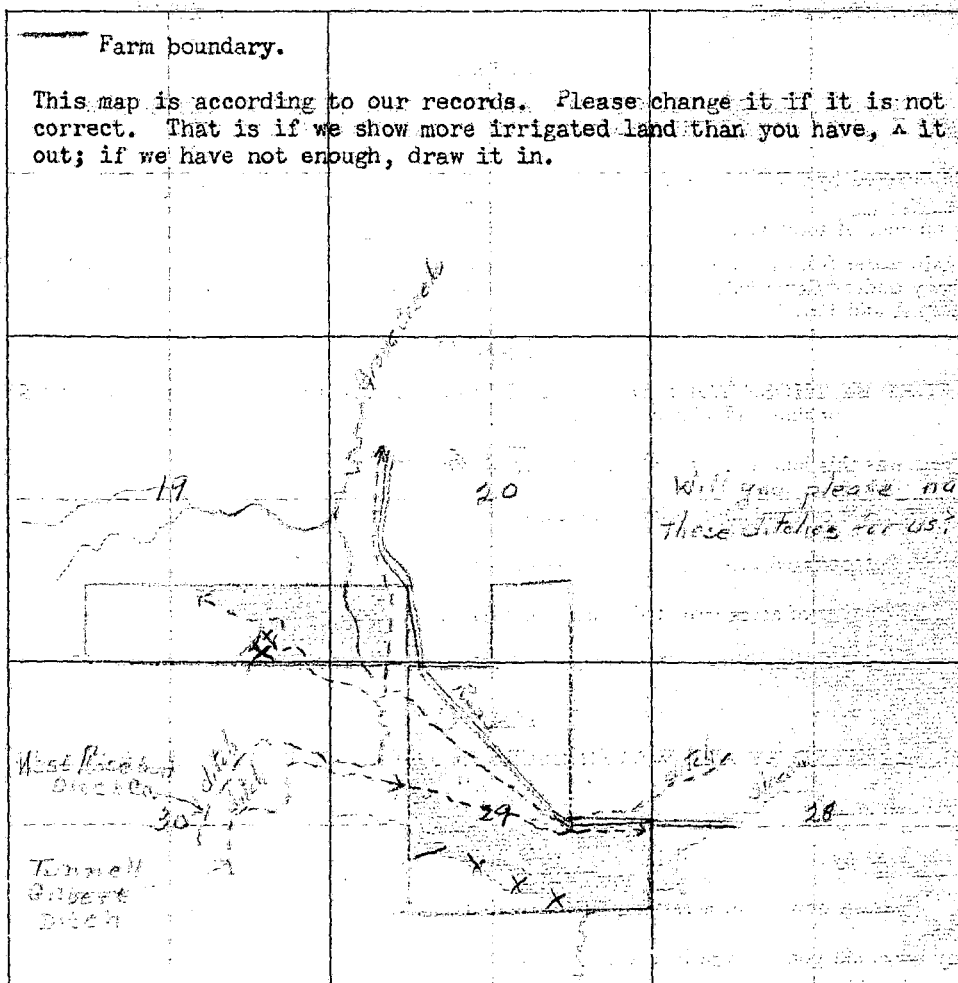


IRRIGATED LAND



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: West River Ditch Acres 6.2 A

Ditch: Tunnel Gilbert Ditch Acres 7.3 A

Information supplied by:

Name Jac. T. Aubrey Address Third Street Date 4/1/45

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.

THURSEN'S, HELENA

FORM SM-1

A STUDY OF MONTANA'S WATER RESOURCES

County Stillwater Source of Information _____

1. Water User James W. Joohay Address Light

2. Stream Joe Joohay Tributary to _____ Basin _____

3. Point of Diversion 1/4 1/4 Section _____ Township _____ Range _____

4. Description of System _____

5. Type of Irrigation _____

6. Original Appropriator 0 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 Sec 19 - T 48 N, R 18 E

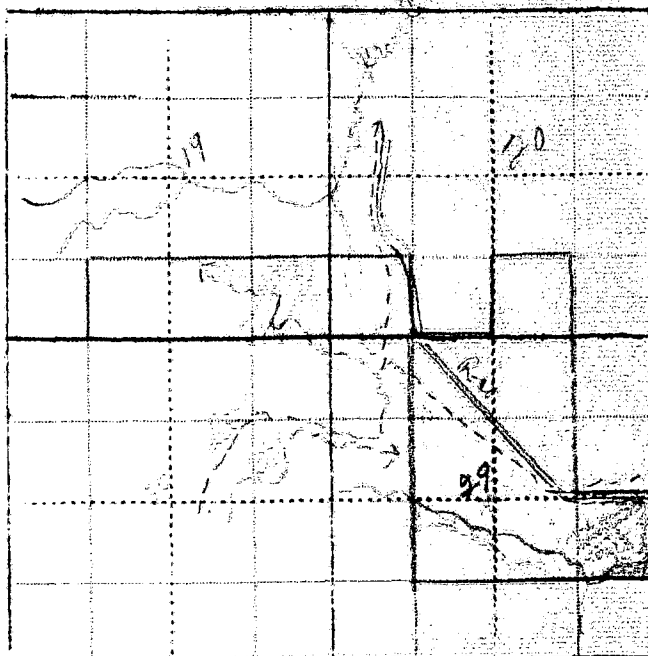
Remarks:

Red dirt, cult. 1/4, Sec 19

12 AI - 307 A

Sec 19, cult. 1/4, Sec 19

127 AI - 167 A



WITNESS: _____

Information by _____

Place _____

STATE ENGINEERS OFFICE
Water Resources SurveyCode No. 139

Notice of Appropriation

1. County Stillwater Book 3 Page 673 Record Misc.
2. Name of Appropriator W. H. Gilbert et al Address Fishtail, Montana
3. Date Appropriated June 25, 1898 Date Filed Sept. 15, 1898
Amount Appropriated, Miners Inches 600, Cubic Feet per second _____
4. Name of Stream Fishtail stream Tributary _____ Basin _____
5. Point of Diversion at a point upon its west bank thence on D. W. Bigelow's ranch, thence through Woodson Hodges ranch, then the ditch forks, one ditch going to W. H. Gilbert's
Sec. _____ Twp. _____ Rge. _____ Bank of Stream west,
ranch, the other to E. W. Gibbs ranch, thence running or to run, to and upon said described
land and through said land if we so desire to any requisite point of final discharge.
6. Purpose Irrigating and other purposes.
7. Description of System a dam and ditch, said ditch is 72 inches by 6 inches on lower side
in size and carries 600 inches of water from said stream.
8. Land Description of Intended Place of Use

| Subdivision | Sec. | Twp. | Rge. | Tot. Acr. |
|---------------------|-----------|-------------|--------------|-----------|
| <u>E 1/4</u> | <u>30</u> | <u>4 S.</u> | <u>18 E.</u> | |
| <u>E 3/4 NE 1/4</u> | <u>31</u> | <u>4 S.</u> | <u>18 E.</u> | |

Water is intended for use on the following ranches. W. H. Gilbert, Woodson Hodges,
E. W. Gibbs and D. W. Bigelow ranch situated on said Fishtail stream.
9. Remarks (Pertaining to Use, etc.)
W. H. Bilbert, Woodson Hodges and E. W. Gibbs and D. W. Bigelow of Fishtail are the
appropriators of the water right.
Now in use

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

Code No. 10

Notice of Appropriation

1. County Stillwater Book 3 Page 727 Record Misc.
2. Name of Appropriator W. Rosebud Ditch Co. Address Absarokee, Montana
3. Date Appropriated Sept. 5, 1903 Date Filed Sept. 10, 1903
Amount Appropriated, Miners Inches 1000, Cubic Feet per second _____
4. Name of Stream Fishtail Creek Tributary _____ Basin _____
5. Point of Diversion at a point upon its south bank and then runs thence to a main ditch and is mingled with water from the west Rosebud River thence over and upon said land.
Sec. _____ Twp. _____ Rge. _____ Bank of Stream south
6. Purpose For irrigating and other purposes.
7. Description of System A ditch 48 inches in size which carries one thousand inches of water from said stream.
8. Land Description of Intended Place of Use
Parts of Sections 8 - 17, 18, 19, 20, 21, and 22 and the ranch of Jno. Flanagan
all in Sec. Twp. 4 S., Rge. 18 E.
9. Remarks (Pertaining to Use, etc.)
none in use

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

Code No. 366

Notice of Appropriation

1. County Stillwater Book 3 Page 728 Record Misc.
2. Name of Appropriator West Rosebud Ditch Co. Address Absarokee, Montana
3. Date Appropriated Sept. 23, 1903 Date Filed Sept. 25, 1903
- Amount Appropriated, Miners Inches 5000, Cubic Feet per second
4. Name of Stream Rosebud River (West.) Tributary Basin
5. Point of Diversion at a point upon its west bank and runs thence in a northwesterly direction and flumed across the Fishtail River thence over and upon said land.
- Sec. Twp. Rge. Bank of Stream west.
6. Purpose Irrigation and other purposes.
7. Description of System A ditch 120 inches by 24 inches in size and carries and conducts 5000 inches of water from said river and a flume.
8. Land Description of Intended Place of Use
- | Subdivision | Sec. | Twp. | Rge. | Tot. Acr. | 1940 Owner | Address |
|---|------|------|------|-----------|------------|---------|
| Parts of secs. 8, 17, 18, 19, 20, 21, 22, | | | | | | |
| 23 and 24 all in | | | 4 S. | 18 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.)

STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 290, 32 B
County Stillwater
T. 4 S. R. 18 E.

Name of Land Owner T. H. Varney Address Fishtail, Montana
Name of Operator Victor Arthur Address Fishtail

Part A

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

1. Water is delivered by: Gilbert Tunnel & 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): W. H. Gilbert et al
6. Give the date appropriated June 25-1896 Amount filed on: Miners Inches 600 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: Fishtail 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? 103 Date _____
12. How many acres did you irrigate in 1944? (Crop and pasture) 103
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? _____
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? 0
16. Is your water supply adequate? Yes ✓ No _____ Explain _____
17. REMARKS: Mostly hay land not well irrigated
is not good. No recorded water right
in county, but does with legal description
showing the land.

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 S₂SW₄, Sec. 29 - N₂NW₄, Frac S₂NW₄, Sec. 32 - Twp. 4 S., Rge. 18 E.

| <input type="checkbox"/> IRRIGATED LAND | <input type="checkbox"/> NON-IRRIGATED LAND |
|--|---|
| <p><u> </u> farm boundary.</p> <p>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.</p> | |
| <p>NORTH</p> | |

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: Gull Creek Acres: 1.03

Ditch: Gull Creek Acres:

Information supplied by:

Name Steve Victor, Arthur Address Date May 10-11

REMARKS: Taken by Gull Creek & Little at P. H.

by Gull Creek & Little at P. H.

& Little at P. H.

& Little at P. H.

& Little at P. H.

& Little at P. H.

& Little at P. H.

& Little at P. H.

& Little at P. H.

& Little at P. H.

& Little at P. H.

& Little at P. H.

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.

THOMAS'S, WELLS

27D
323

FORM SM-1

A STUDY OF MONTANA'S WATER RESOURCES

County Glacier Source of Information _____

1. Water User J. H. Varnay Address Justin

2. Stream _____ Tributary to _____ Basin _____

3. Point of Diversion 1 1 Section _____ Township _____ Range _____

4. Description of System _____

5. Type of Irrigation _____

6. Original Appropriator O 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 _____

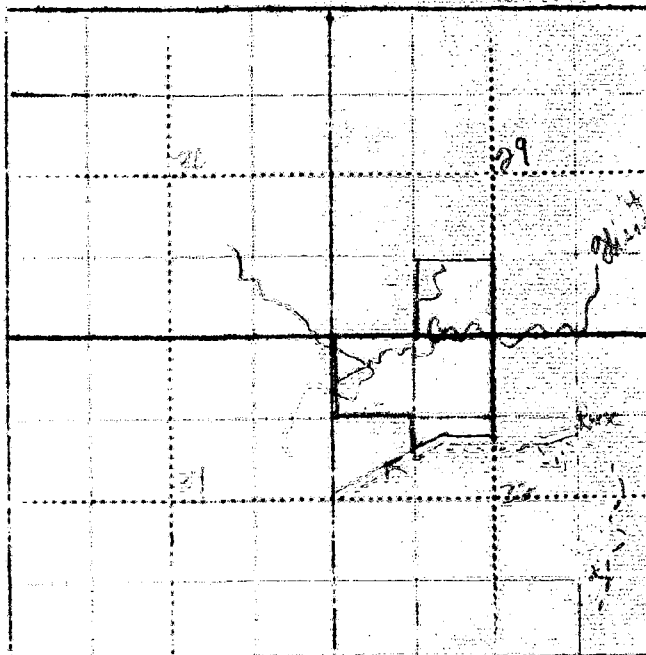
12. Land Description Section 29 - 17th T. 32 N. R. 17 E.

Remarks: _____

Will be on map

12th T. 32 N.

Will be on map



WITNESS: _____ Information by _____

Place _____

83.123



STATE OF MONTANA

STATE ENGINEER

Billings,
~~MISSOURI~~ MONTANA

February 23, 1945

T. H. Vanney
Fishtail, Montana

Dear Mr. Vanney:

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 1939 Session of 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 the state are being requested to supply information regarding their use of water. We are therefore asking you to help us by answering the questions on the enclosed form which pertain to your land.

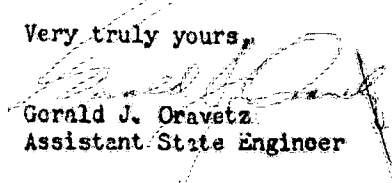
The adjoining states have already compiled records of their water use in this basin for the protection of their rights. It is therefore necessary that we do the same in Montana. We have completed our survey in Yellowstone and Carbon Counties and have had 100 percent cooperation from all of the water users in these counties, and I am sure we can expect the same support in Stillwater County. It might interest you to know that before we started our survey it was estimated that there were 162,000 acres of irrigated land in the two counties. We have found that there are 204,674.82 acres being irrigated and 49,422.61 acres of potential land under the existing works. This is a notable difference, and especially so in regard to the forthcoming division of water between states which the Congress of the United States has authorized.

We in Montana must be vigilant and do everything possible to protect the rights we have. These rights are being challenged by interests outside of the State of Montana, particularly the navigation interest of downstream states, and also the water users in the neighboring states through which our interstate streams flow. In order to protect these rights we must have a record of them and their present uses. The only way we can obtain this information is from the water user.

We are therefore depending on you to fill in the enclosed form and mail it to us in the enclosed self-addressed envelope at your earliest possible convenience. If any of the information we have compiled on the enclosed form is not correct we will greatly appreciate your making the necessary corrections.

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. Any time you are in Billings we would appreciate your calling on us. Our phone number is 3777.

Very truly yours,


Gerald J. Oravetz
Assistant State Engineer

10/rh

Dear Sir this Letter on water sheet
reached me here in North Carolina
as my water rights records are all in
my home in Mont I could not fill out
these papers back here

will say I will be in Billings
around first days of May and
will come to your office then.

Yours very Truly Tell H Vannoy
Bonne.
N.C.

STATE ENGINEERS OFFICE
Water Resources SurveyCode No. 139

Notice of Appropriation

1. County Stillwater Book 3 Page 673 Record Miss.
2. Name of Appropriator W. H. Gilbert et al Address Fishtail, Montana
3. Date Appropriated June 25, 1898 Date Filed Sept. 15, 1898
Amount Appropriated, Miners Inches 600, Cubic Feet per second
4. Name of Stream Fishtail stream Tributary Basin
5. Point of Diversion at a point upon its west bank thence on D. W. Bigelow's ranch, thence through Woodson Hodges ranch, then the ditch forks, one ditch going to W. H. Gilbert's
Sec. Twp. Rge. Bank of Stream west
ranch, the other to E. W. Gibbs ranch, thence running or to run, to and upon said described land and through said land if we so desire to any requisite point of final discharge.
6. Purpose Irrigating and other purposes.
7. Description of System a dam and ditch, said ditch is 72 inches by 6 inches on lower side in size and carries 600 inches of water from said stream.
8. Land Description of Intended Place of Use

| Subdivision | Sec. | Twp. | Rge. | Tot. Acr. |
|---------------------|-----------|-------------|--------------|-----------|
| <u>E 1/4 SE 1/4</u> | <u>30</u> | <u>4 S.</u> | <u>18 E.</u> | |
| <u>E 3/4 NENE</u> | <u>31</u> | <u>4 S.</u> | <u>18 E.</u> | |

Water is intended for use on the following ranches. W. H. Gilbert, Woodson Hodges, E. W. Gibbs and D. W. Bigelow ranch situated on said Fishtail stream.
9. Remarks (Pertaining to Use, etc.)
W. H. Bilbert, Woodson Hodges and E. W. Gibbs and D. W. Bigelow of Fishtail are the appropriators of the water right.

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 OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 25 DCounty StillwaterT. 4 S. R. 18 E.Name of Land Owner Gunder Vegge 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: Peace Valley Ditch Co. E. Roubidoux River
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): Harold A. Madson
6. Give the date appropriated June 1906 Amount filed on: Miners Inches 100 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




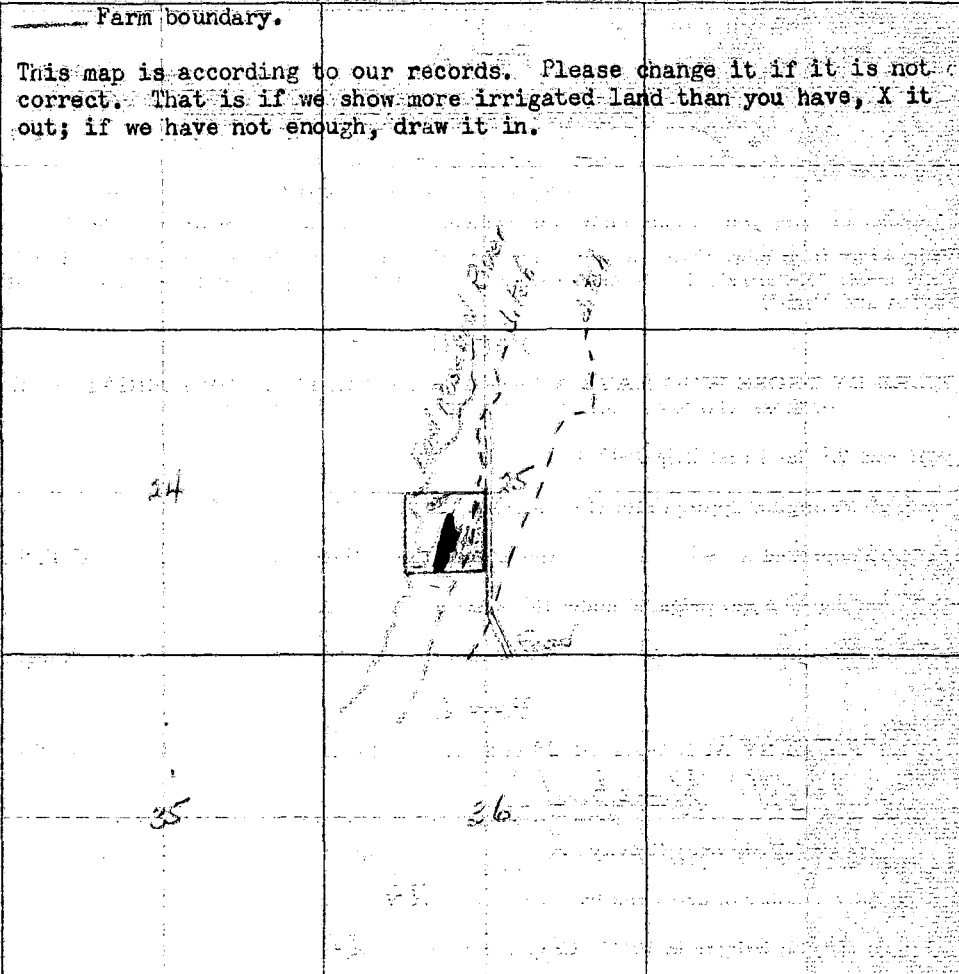
TO BE FILED BY ALL WATER USERS IN ADDITION TO PART A OR PART B

9. Source of Water: East Rosebud
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? 24 Date _____
12. How many acres did you irrigate in 1944? (Crop and pasture) 26
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? _____
14. How many acres of seeped land do you have which could be drained and put into production? 2
15. What is the condition of your irrigation system? Good
16. Is your water supply adequate? Yes ☒ No _____ Explain _____
17. REMARKS: _____

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

DESCRIPTION AND MAP OF FARM

18. Legal Description of this Farm: NES 1/4, Sec. 25 - Twp. 4 S., Rge. 18 E.

|  IRRIGATED LAND |  NON-IRRIGATED LAND |
|--|--|
| <p>_____ Farm boundary.</p> <p>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.</p> | |
| <p>NORTH</p>  | |
|  | |

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 Ditch Acres: 24

Ditch: _____ Acres: _____

Information supplied by:

Name: Gunder Vegge 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.

THUNDER'S, HELENA

255

1. Water User *Harold Hays* Address *Abbeville*

| 2. Stream | Tributary to | Basin |
|-----------|--------------|-------|
| | | |

3. Point of Diversion $\frac{1}{4}$ $\frac{1}{4}$ Section Township Range

4. Description of System

5. Type of Irrigation

| 6. Original Appropriator | Address |
|--------------------------|---------|
| 104-305, 040 | |

7. First Use: Year Acres Irrigated

8. Maximum Use: Year Acres Irrigated

| 9. Present Use: | Year | Acres Irrigated |
|-----------------|------|-----------------|
| 1. Alfalfa | 1950 | 100 |
| 2. Corn | 1951 | 100 |
| 3. Soybeans | 1952 | 100 |
| 4. Wheat | 1953 | 100 |
| 5. Other | 1954 | 100 |

| 10. Last Use: | Year | Why Abandoned |
|---------------|------|---------------|
| | | |

11. Condition of System

12. Land Description *20 Acres, more or less* T 44S R 18E

Remarks:

[illegible]

STATE ENGINEERS OFFICE
Water Resources SurveyCode No. 314 M

Notice of Appropriation

1. County Stillwater Book 6 Page 359 Record Misc.
2. Name of Appropriator Harold A. Madson Address Absarokee, Montana
3. Date Appropriated Mar. 25, 1904 Date Filed July 6, 1917
- Amount Appropriated, Miners Inches 100, Cubic Feet per second
4. Name of Stream East Rosebud Creek Tributary Basin
5. Point of Diversion At a point upon its east bank in the SE 1/4
- Sec. 35 Twp. 4 S. Rge. 18 E. Bank of Stream east
- about 1 1/4 miles from the south line of the above described land, and on the west bank of
the said east Rosebud Creek at a point in the SW 1/4 SW 1/4, Sec. 25, Twp. 4 S., R. 18 E., thence
running to and upon said land.
6. Purpose Irrigation and other purposes.
7. Description of System By means of two ditches which are each 48 inches by 16 inches in
size.
8. Land Description of Intended Place of Use
- | Subdivision | Sec. | Twp. | Rge. | Tot. Acr. | 1910 Owner | Address |
|---|-----------|-------------|--------------|-----------|-----------------------|---------|
| <u>W 1/4 NW 1/4, SE 1/4 NW 1/4, NE 1/4 SW 1/4</u> | <u>25</u> | <u>4 S.</u> | <u>18 E.</u> | | <u>See next page.</u> | |
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

Code No. 314

(1940 Land Ownership)

120 A - W $\frac{1}{2}$ NW, SENW, Sec. 25, T. 4 S., R. 18 E. - Richard Ostrum, Absarokee, Montana
40 A - NESW, Sec. 25, T. 4 S., R. 18 E. - J. E. Madson Est. c/o Geo. Madison, Absarokee

Transfer of Land Ownership.

Harold A. Madson to S. G. Wright to Richard Ostrum
W $\frac{1}{2}$ NW $\frac{1}{2}$, SENW - Sec. 25, T. 4 S., R. 18 E.

Harold A. Madson to J. E. Madson c/o George Madson
NESW - Sec. 25, T. 4 S., R. 18 E.

STATE ENGINEERS OFFICE
Water Resources SurveyCode No. 315

Notice of Appropriation

1. County Stillwater Book 3 Page 332 Record Misc.
2. Name of Appropriator C. W. Atkins et al Address Livingston, Montana
C. W. Atkins & S. H. Crookes of Livingston, Montana are the appropriators.
3. Date Appropriated July 11, 1908 Date Filed July 13, 1908
- Amount Appropriated, Miners Inches 12,000 or , Cubic Feet per second 300
4. Name of Stream Rosebud Creek (west) Tributary Basin
5. Point of Diversion at a point upon its right bank, near the point where said creek
crosses the east line of section 8, T. 6 S., R. 18 E. about 300 feet from a mineral spring
Sec. Twp. Rge. Bank of Stream right
breaking out of the mountain, thence running or to run to and upon said described land.
6. Purpose Irrigation and other useful purposes and general ranch.
7. Description of System A ditch 10 feet wide on bottom and three feet deep in size.
8. Land Description of Intended Place of Use
- | Subdivision | Sec. | Twp. | Rge. | Tot. Acr. | 1940 Owner | Address |
|---|------|------|-------|-----------|------------|---------|
| Lands in Secs. 3, 4, 9, 10, 11, 13, 14, 15 | | | | | | |
| 17, 19, 20, 21, 22, 23, 24, 26, 27, 28, 29, | | | | | | |
| 30, 31, 32, 33, 34, & 35 | | | | | | |
| 25, 27, 34, 35 | | | | | | |
| | 5 S. | | 18 E. | | | |
| | 4 S. | | 18 E. | | | |
9. Remarks (Pertaining to Use, etc.) Water is claimed for irrigation of lands located in 5 S., R. 17 E. and lands in 4 S.
and T. 5 S., R. 18 E. and upon lands located in said T. under what is known as the Carey
Land Act.

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

Code No. 340

Notice of Appropriation

1. County Stillwater Book 1 Page 382 Record Misc.
2. Name of Appropriator Butcher Creek & Rosebud Ditch Address Absarokee, Montana
3. Date Appropriated June 1, 1893 Date Filed Nov. 25, 1911
Amount Appropriated, Miners Inches 1000 Cubic Feet per second
4. Name of Stream East Rosebud River Tributary Basin
5. Point of Diversion Ditch diverts the water from said stream at a point upon its east bank in SW 1/4 of section
Sec. 2 Twp. 5 S. Rge. 18 E. Bank of Stream east bank
and runs in a NE direction over and upon said land.
6. Purpose For irrigating and other purposes on parts of section described land described below.
7. Description of System The means of diversion is a ditch 36 inches by 72 inches in size which carries and conducts 1000 inches of water from said river.
8. Land Description of Intended Place of Use

| Subdivision | Sec. | Twp. | Rge. | Tot. Acr. | 1940 Owner | Address |
|-------------|---------|------|-------|-----------|------------|---------|
| Parts | 24 | 4 S. | 18 E. | | | |
| Parts | 25 | 4 S. | 18 E. | | | |
| Parts | 35 & 36 | 4 S. | 18 E. | | | |
| Parts | 1 | 5 S. | 18 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.)

STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 13 C, 14 ACounty StillwaterT. 4 S R 18 E.Name of Land Owner Josephine Woods Address Absarokee, MontanaName of Operator Robert Woods Address Absarokee, Mont.**Part A**

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

1. Water is delivered by: Ross Flammigan 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 1793
5. Give the name of the original appropriator (first user): Woods, Flammigan & Co.
6. Give the date appropriated 4-27-1893 Amount filed on: Miners Inches 5000 C. F. S.
7. State the total number of acres irrigated under this system: 500 A.
8. Give the point of diversion: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ Section _____ Township _____ Range _____

Part C



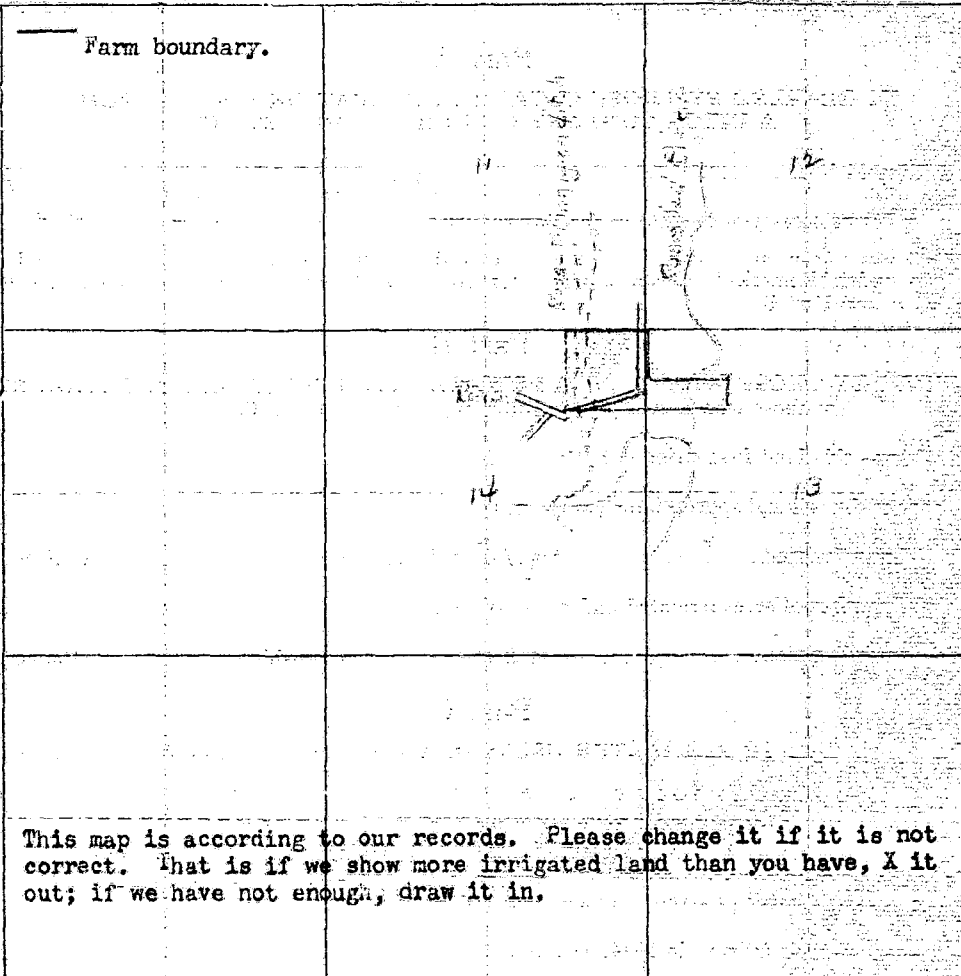
TO BE FILED BY ALL WATER USERS IN ADDITION TO PART A OR PART B

9. Source of Water: WEST ROSEBUD 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? 500 Date 1-1-44
12. How many acres did you irrigate in 1944? (Crop and pasture) 50
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 1000 This land is under what ditch? _____
14. How many acres of seeped land do you have which could be drained and put into production? 100
15. What is the condition of your irrigation system? FAIR
16. Is your water supply adequate? Yes ☒ No _____ Explain _____
17. REMARKS: _____

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 1/3 of NWNW 1/4, Sec. 13 - NENE 1/4, Sec. 14 - Twp. 4 S., Rge. 18 E.

|  IRRIGATED LAND |  NON-IRRIGATED LAND |
|--|--|
| <p>— Farm boundary.</p> <p>NORTH</p>  | |
| <p>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.</p> | |

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: Pointe d'Arche Ditch Acres: 20

Ditch: _____ Acres: _____

Information supplied by:

Name: Josephine Woods Address: 1600 - 1st St Date: March 6, 1945

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.

THOMAS'S, HELENA

FORM SM-1

A STUDY OF MONTANA'S WATER RESOURCES

County Stillwater Source of Information _____

1. Water User Josephine Woods Address Absaroke

2. Stream _____ Tributary to _____ Basin _____

3. Point of Diversion 1/4 1/4 Section _____ Township _____ Range _____

4. Description of System _____

5. Type of Irrigation _____

6. Original Appropriator 0 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 _____

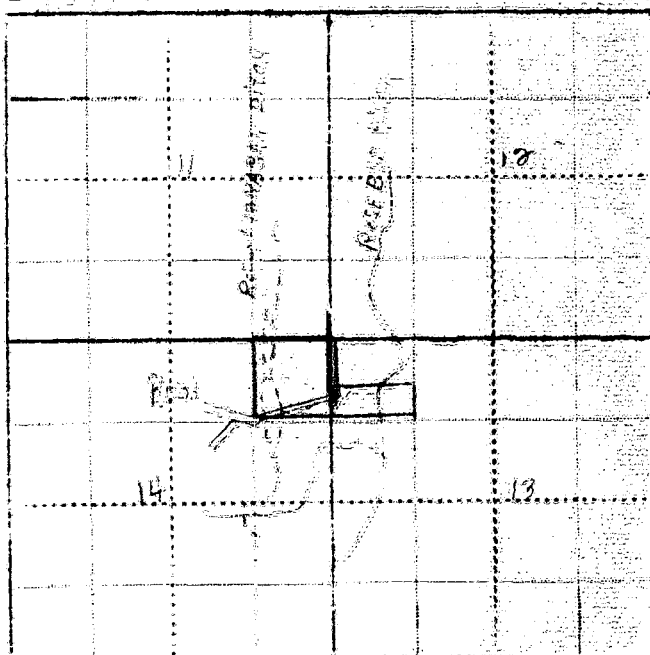
12. Land Description S 1/3 of NW 1/4 Sec. 13; T 4 S., R 18 E.
NE 1/4 Sec. 14.

Remarks: _____

NE 1/4 Sec. 13 - 20 AC - 101A

NE 1/4 Sec. 14 - 20 AC - 101A

101A



WITNESS: _____ Information by _____
Place _____

STATE ENGINEERS OFFICE
Water Resources SurveyCode No. 358

Notice of Appropriation

1. County Stillwater Book 3 Page 793 Record Misc.
2. Name of Appropriator Thomas Ross et al Address Absarokee, Montana
3. Date Appropriated April 26, 1893 Date Filed May 8, 1893
Amount Appropriated, Miners Inches 5000, Cubic Feet per second
4. Name of Stream West Rosebud Tributary Basin
5. Point of Diversion about 2 miles from where it unites with East Rosebud.
Sec. Twp. Rge. Bank of Stream left.
6. Purpose Irrigation, agricultural and other purposes.
7. Description of System A ditch 50 inches by 24 inches in size which carries said water from said river.
8. Land Description of Intended Place of Use
8000 acres situated on west bank of said river about 3 miles from mouth of said river.
9. Remarks (Pertaining to Use, etc.)
The names of the appropriators are Thomas Ross, Dan Ross, W. D. Moore, James Hedges, and David Stokes.
Carbon County appropriation shows date of appropriation as April 29, 1893.

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.)
see in file



STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

283

Form WR-1-1M-11-44

Code No. 19D, 30C, 31A, 32C

County Stillwater

T. 4 S. R. 18 E.

Name of Land Owner Temple W. Yates

Address Fishtail, 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 Head Branch of Fish Lake & Gilbert Summit Ditch & 2
Name of Ditch, Ditch Company or District supplying water private ditch
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 if private ditch
5. Give the name of the original appropriator (first user): see attached sheet
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: Fishtail 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? 225 Date _____
12. How many acres did you irrigate in 1944? (Crop and pasture) 225
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: Fishtail creek with low water supply is not enough for all irrigators

OVER

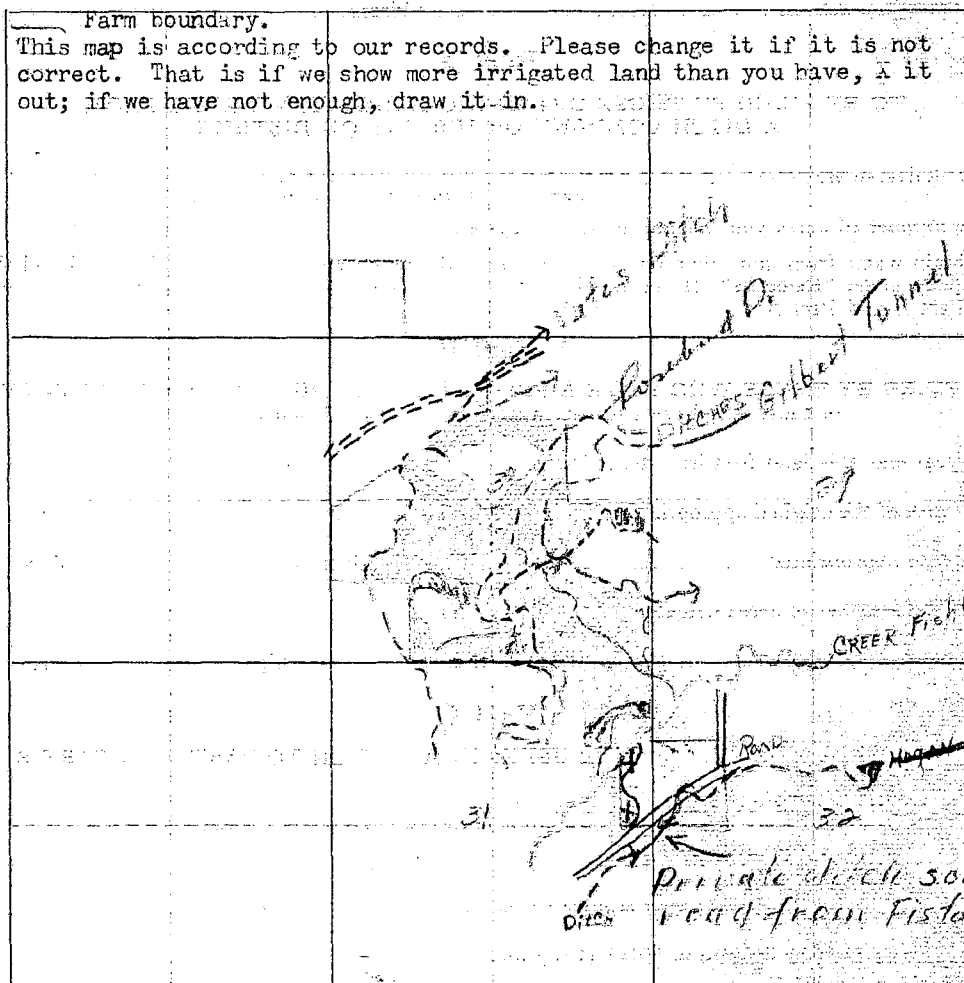


18. Legal Description of this Farm. SWSW¹/₄, Sec. 19 - Lots 1, 2, 3, E¹W¹/₄, SE¹/₄, SWNE¹/₄ - Sec. 30

Frac. E¹NE¹, Sec. 31 - SWNW¹, Sec. 32 - Twp. 4 S., Rge. 18 E.

NON-IRRIGATED LAND

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, take it out; if we have not enough, draw it in.



19A. Ditch: Water ditch - 76 - Graded with 32 Acres: 225

19A. Ditch: Water ditch - 76 - Graded with 32 Acres: 225

Ditch: 1st ditch toward 27 - 28 Acres: 1.00

Information supplied by: *South of South 30*

Name Donald M. White Address Lehigh Date May 12-45

REMARKS: Under the ground at 10 ft. and 12 ft.[illegible]

Handwritten signature

animal obtained checked with T. Mante

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.

THUNDER'S, HELINA 

Land irrigated on the Temple W. Yates land.

Irrigated out of four different ditches. The land that is irrigated out of the West Rosebud Ditch Company has a free water right, acquired by giving the ditch company a right of way through the land. The land that is irrigated under the Tunn L and Gilbert Ditch which is incorporated was filed on by Gilbert Tunnel, Toohey and Davis. There are no assessments or other charges on this system as each user works out his portion of the ditch cost. The land under the other two ditches, which are owned by Temple Yates and his brother, according to Temple W. Yates have no filings. The land irrigated out of the ditch that is south of the road, which does not have any particular name, does not have a water filing, but has been in use for sixteen years.

Henry Dick filed on the Yates ditches in
9/28/98 for 480 inches out of fish tail Creek
W. H. Gilbert et al filed on the Gilbert Tunnel
ditch 9/12/98 for 600 inches out of fish tail Creek
The West Rosebud Ditch Co filed on 1000
inches 9/5/03 from fish tail Creek,
Does not know about filings on ditch
south of road,
Yates ditch is in the partnership of Ben
and Temple Yates.

19 D
30 C
31 A
32 C

FORM SM-1

283

A STUDY OF MONTANA'S WATER RESOURCES

County Stillwater Source of Information _____

1. Water User Samuel W. Yates Address Fichtel

2. Stream _____ Tributary to _____ Basin _____

3. Point of Diversion 1 1 Section _____ Township _____ Range _____

4. Description of System _____

5. Type of Irrigation _____

6. Original Appropriator 0 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 Sec 19, T. 23, R. 28, S. 2

Sec 19, T. 23, R. 28, S. 2
Sec 20, T. 23, R. 28, S. 2
Sec 21, T. 23, R. 28, S. 2
Sec 22, T. 23, R. 28, S. 2

Remarks: _____

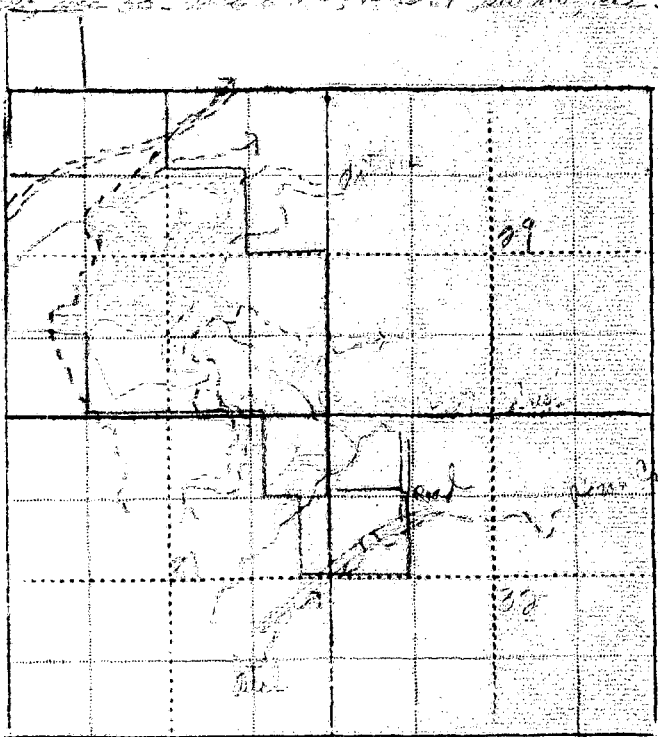
Lot 1, T. 23, R. 28, S. 2

Sec 20, T. 23, R. 28, S. 2

Sec 21, T. 23, R. 28, S. 2

7. 23 - 6. 14

Sec 22, T. 23, R. 28, S. 2



WITNESS: _____ Information by _____

Place _____

68-77

Billings,
XXXXXXX

March 27, 1945

Temple W. Yates
Fishtail, Montana

Dear Mr. Yates:

On February 28th, this office sent you a letter asking for certain information pertaining to your irrigated land in township 4 south, range 18 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 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 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.

Billings,
XXXXXXX

April 10, 1945

Temple W. Yates
Fishtail, Montana

Dear Mr. Yates:

On February 28th we sent you a letter asking for certain information pertaining to your irrigated land in township 4 south range 18 east. On March 27th we sent you another letter asking you to submit the information to us as soon as possible. To date we have not heard from you regarding this matter.

It is hereby declared to be a policy of the State and necessary for the welfare of the State and its citizens, that the waters of this State, and especially interstate streams arising out of the State, be investigated. The State Engineer shall, either before or after the bringing of such action (to adjudicate the waters of any stream and its tributaries in any county traversed by said stream), upon the direction of the State Water Conservation Board, or upon the direction of the court, do all things, make all surveys, and perform all services required by said board in the securing of all necessary information and make the same available to said board or others who may be interested therein, including the courts of this State.

In order to protect the water rights of the water users in this state it is mandatory that the State Engineer have the information that we have asked you to submit to this office. If you have sold the piece of land about which we wrote you, will you please give us the name and address of the new owner.

We expect to hear from you in the very near future.

Very truly yours,

Gerald J. Oravetz
Assistant State Engineer

STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 140

Notice of Appropriation

1. County Stillwater Book 3 Page 253 Record Misc.
2. Name of Appropriator Ira S. Good et al Address Fishtail, Montana
3. Date Appropriated Sept. 6, 1898 Date Filed Sept. 28- 29, 1898
Amount Appropriated, Miners Inches 480, Cubic Feet per second
4. Name of Stream Fishtail Stream Tributary Basin
5. Point of Diversion at a point upon its north bank in Frank Osborne's field thence running in an easterly direction to and over Ira S. Good's ranch thence on & over A. C. Foard's Sec. Twp. Rge. Bank of Stream north. ranch, thence on Henry Dick's ranch, thence running or to run to and upon said described land, & through said land, if we so desire to any requisite point of final discharge.
6. Purpose For irrigating and other purposes.
7. Description of System a ditch, said ditch is 48 inches by depth 14 inches in size and carries and conducts 480 inches of water from said stream.
8. Land Description of Intended Place of Use
Homestead selections of the mentioned men.
below
9. Remarks (Pertaining to Use, etc.)
Ira S. Good, A. C. Foard and Henry Dick of Fishtail, Montana are the appropriators of this water rights.
now in use.

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

Code No. 139

Notice of Appropriation

1. County Stillwater Book 3 Page 673 Record Misc.
2. Name of Appropriator W. H. Gilbert et al Address Fishtail, Montana
3. Date Appropriated June 25, 1898 Date Filed Sept. 15, 1898
Amount Appropriated, Miners Inches 600, Cubic Feet per second
4. Name of Stream Fishtail stream Tributary Basin
5. Point of Diversion at a point upon its west bank thence on D. W. Bigelow's ranch, thence through Woodson Hodges ranch, then the ditch forks, one ditch going to W. H. Gilbert's
Sec. Twp. Rge. Bank of Stream west
ranch, the other to E. W. Gibbs ranch, thence running or to run, to and upon said described
land and through said land if we so desire to any requisite point of final discharge.
6. Purpose Irrigating and other purposes.
7. Description of System a dam and ditch, said ditch is 72 inches by 6 inches on lower side
in size and carries 600 inches of water from said stream.
8. Land Description of Intended Place of Use
- | Subdivision | Sec. | Twp. | Rge. | Tot. Acr. |
|-------------------|-----------|-------------|--------------|-----------|
| <u>E 1/2</u> | <u>30</u> | <u>4 S.</u> | <u>18 E.</u> | |
| <u>E 3/4 NENE</u> | <u>31</u> | <u>4 S.</u> | <u>18 E.</u> | |
- Water is intended for use on the following ranches: W. H. Gilbert, Woodson Hodges,
E. W. Gibbs and D. W. Bigelow ranch situated on said Fishtail stream.
9. Remarks (Pertaining to Use, etc.)
W. H. Bilbert, Woodson Hodges and E. W. Gibbs and D. W. Bigelow of Fishtail are the
appropriators of the water right.

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

Code No. 158

Notice of Appropriation

1. County Stillwater Book 3 Page 727 Record Misc.
2. Name of Appropriator W. Rosebud Ditch Co. Address Absarokee, Montana
3. Date Appropriated Sept. 5, 1903 Date Filed Sept. 10, 1903
Amount Appropriated, Miners Inches 1000, Cubic Feet per second.
4. Name of Stream Fishtail Creek Tributary Basin
5. Point of Diversion at a point upon its south bank and then runs thence to a main ditch
and is mingled with water from the west Rosebud River thence over and upon said land.
Sec. Twp. Rge. Bank of Stream south.
6. Purpose Irrigation and other purposes.
7. Description of System A ditch 48 inches in size which carries one thousand inches of
water from said stream.
8. Land Description of Intended Place of Use
Parts of Sections 8, 17, 18, 18, 20, 21 and 22 and the ranch of Jno. Flanagan
all in Twp. 4 S., Rge. 18 E.
9. Remarks (Pertaining to Use, etc.)
now in use

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 OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 28 D, 29 E, 32 A
33 C
County Stillwater
T. 4 S. R. 18 E.

Name of Land Owner Laura Yates Address Fishtail, Montana
Name of Operator Laura Yates Address Fishtail

Part A

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

1. Water is delivered by: Private ditch (Hogan 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 1901
5. Give the name of the original appropriator (first user) Christopher Hanson
6. Give the date appropriated 7-17-01 Amount filed on: Miners Inches 150 C. F. S. in
7. State the total number of acres irrigated under this system: 160
8. Give the point of diversion: 1/4 Section 1/4 Township _____ Range _____
also Christopher Hanson et al 7-3-02 - 480 ft.

Part C

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

9. Source of Water: West Fishhook River (Hogan ditch)
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) 126
13. State the total number of additional acres that could be irrigated by increasing the water supply, land leveling, etc. 10 This land is under what ditch? West Fishhook 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? all right
16. Is your water supply adequate? Yes 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 W¹/₂SW¹/₄, Sec. 28 - S¹/₂SE¹/₄, Sec. 29 -

~~NENE^{1/2}, Frac SWNE, no. of road, Sec. 32 - NWNW^{1/2}, Sec. 33 - Twp. 4S., R. 18E.~~

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



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.

Will you please name these two ditches 29 & 30

This land now owned by S.G. Hammond

on Hammonds farm

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: und Acres 126

Ditch: _____ Acres: _____

Information supplied by:

Name Lemon W Yates Address 9th Fishkill Date Mont

REMARKS: this is right as far as I know

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.

THUNDER, HELENA

A STUDY OF MONTANA'S WATER RESOURCES

County Stillwater Source of Information _____1. Water User Laura Yates Address Fishtail2. Stream R. J. Pearson, Tributary to Fishtail Basin _____3. Point of Diversion $\frac{1}{4}$ $\frac{1}{4}$ Section _____ Township _____ Range _____

4. Description of System _____

5. Type of Irrigation _____

6. Original Appropriator 5-318- Address _____

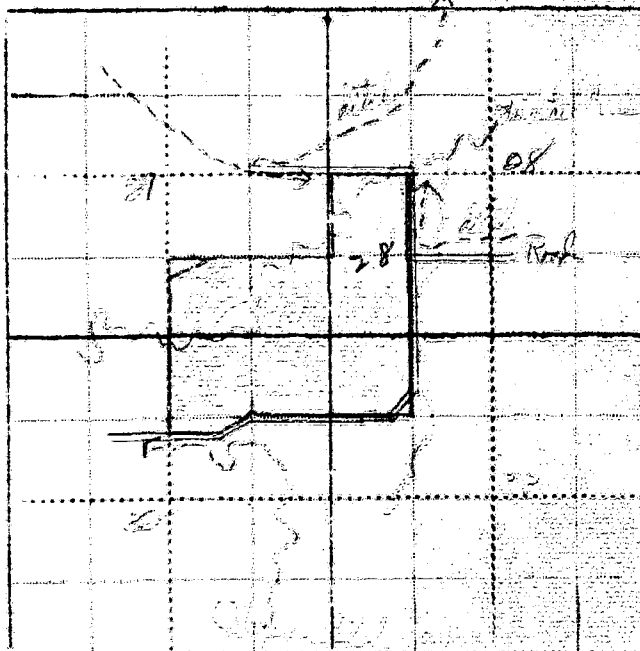
7. First Use; Year _____ Acres Irrigated _____

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 W^{1/2} Sec 28, T. 28 N., R. 10 E.Remarks: W^{1/2} Sec 28, T. 28 N., R. 10 E.W^{1/2} Sec 28, T. 28 N., R. 10 E.Sec 28 - 58 AL - 84 JASec 29 - 10 AL - 1014Sec 30 - 12 - 23 - 400Sec 31 - 27 - 20 - 410Sec 32 - 27 - 20 - 410

WITNESS: _____ Information by _____

Place _____

Our records show that you have on file in Stillwater County, Book 3, Page 797, Record Misc., an appropriation made by Christopher Hanson, appropriated July 19, 1901 and filed July 22, 1901 from Alkali Basin for 150 miners inches. Is this appropriation now in use?

also

Our records show that you have on file in Stillwater County, Book 3, Page 273, Record Misc., an appropriation made by H. C. Jewett, et al, appropriated April 25, 1893 and filed July 5, 1902 from W. Rosebud Creek for 480 miners inches. Is this appropriation now in use?

March 8, 1945

R. J. Pearson
Fishtail, Montana

Dear Mr. Pearson:

We are enclosing herewith a form covering the land owned by Laura Yates which you operate. We have a return filed by Laura Yates on this land but she knew nothing about the amount irrigated or from the sources the land irrigated, that is from what stream the water is diverted that you use to irrigate your land with. Our records also show that there are 188 acres of irrigated land on this place but she was not able to verify that either. Any information you can give us pertaining to this land will be greatly appreciated.

Yours truly,

Gerald J. Oravetz
Asst State Engineer

STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 5

Notice of Appropriation

1. County Stillwater Book 3 Page 174 Record Water Right Lodation
2. Name of Appropriator Hanson Christopher Address Fishtail, Montana
3. Date Appropriated July 19, 1901 Date Filed July 22, 1901

Amount Appropriated, Miners Inches 150 (a draw), Cubic Feet per second

4. Name of Stream Waste Water from Alkali Basin Tributary Basin

5. Point of Diversion thence running westerly 500 to 600 feet to and upon said land.

Sec. Twp. Rge. Bank of Stream west.

6. Purpose Irrigation and domestic.

7. Description of System A ditch 54 inches by 12 inches in size which carries 200 inches of water from said draw.

8. Land Description of Intended Place of Use

| Subdivision | Sec. | Twp. | Rge. | Tot. Acr. | 1940 Owner | Address |
|---|------|------|-----------|-----------|---|-------------|
| NW $\frac{1}{4}$ of Sec. 33 & W $\frac{1}{2}$ of | | | | | NW $\frac{1}{4}$ of Sec. 33 | State land. |
| SW $\frac{1}{4}$ Sec. 28 & SE $\frac{1}{4}$ of SE $\frac{1}{4}$ | | | | | W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 28 | state land. |
| Sec. 29 all in | | | 4 S, 18 E | | SE $\frac{1}{4}$ - SE $\frac{1}{4}$, Sec. 29 | state land. |

9. Remarks (Pertaining to Use, etc.)

He also uses said draw for his ditch from west Rosebud. Julius Pickering appropriated said water 1893 by means of said draw and ditch but water was not recorded by said Julius Pickering.

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

Code No. 318

Notice of Appropriation

1. County Stillwater Book 3 Page 273 Record Misc.
2. Name of Appropriator H. C. Jewett et al Address Fishtail, Montana
H. C. Jewett, J. J. Frank & Christopher Hanson, all of Fishtail.
3. Date Appropriated April 25, 1893 Date Filed July 5, 1902
- Amount Appropriated, Miners Inches 480, Cubic Feet per second _____
4. Name of Stream Rosebud Creek (West) Tributary _____ Basin _____
5. Point of Diversion at a point upon its west bank about 20 rods south of N. Twp., line 5 S.,
Rgs. 18 E. and east of house of Oluf Olson & Knute Haugan about 5 rods. The head of ditch
is located upon the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of
Sec. 4 Twp. 5 S. Rge. 18 E. Bank of Stream west.
thence running or to run to and upon said described land.
6. Purpose For irrigating and other purposes.
7. Description of System A ditch and headgate which said headgate is 60 inches by 24 inches
in size.
8. Land Description of Intended Place of Use
- | Subdivision | Sec. | Twp. | Rge. | Tot. Acr. | 1940 Owner | Address |
|---|------|------|-------|-----------|----------------|---------|
| NE $\frac{1}{4}$ NW $\frac{1}{4}$ - NW $\frac{1}{4}$ NE $\frac{1}{4}$ | 33 | 4 S. | 18 E. | | See next page. | |
| SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NESW, NWSE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ | 28 | 4 S. | 18 E. | | | |
| NWNE | 33 | 4 S. | 18 E. | | | |
| SESE $\frac{1}{4}$ | 29 | 4 S. | 18 E. | | | |
9. Remarks (Pertaining to Use, etc.)
One third interest of the 480 inches is claimed by each of the appropriators.

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. 318

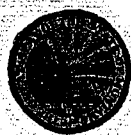
(1940 Land Ownership)

80 - NENW - NWNE - Sec. 33 - Twp. 4 S., Rge. 18 E. - Agnes Dempster, Fishtail, Montana
79 - SESW, SWSE, Sec. 28 - Twp. 4 S., Rge. 18 E. - Agnes Dempster, Fishtail, Montana
76 - NESW, NWSE, Sec. 28 - Twp. 4 S., Rge. 18 E. - Charles Dempster, Fishtail, Montana
80 A - W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 28 - Twp. 4 S., Rge. 18 E. - Laura Yates, Fishtail, Montana
40 A - NWNW - Sec. 33 - Twp. 4 S., Rge. 18 E. - Laura Yates, Fishtail, Montana
40 A - SESE - Sec. 29 - Twp. 4 S., Rge. 18 E. - Laura Yates, Fishtail, Montana

Transfers of Land Ownership.

Christopher Hanson to Hugh Tanoka to Ray Tandy to Agnes M. Dempster
NENW, NWNE, Sec. 33, Twp. 4 S., Rge. 18 E.
SESW, SWSE, Sec. 28 - Twp. 4 S., Rge. 18 E.

H. C. Jewett, Christopher Hanson and I. F. Frank to Laura Yates
NWNW - Sec. 33 - Twp. 4 S., Rge. 18 E.
W $\frac{1}{2}$ SW $\frac{1}{4}$ - Sec. 28 - Twp. 4 S., Rge. 18 E.
SESE - Sec. 29 - Twp. 4 S., Rge. 18 E.



STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Code No. 30 A, 31 BCounty StillwaterT. 4 SR. 18 E.Name of Land Owner B. F. YatesAddress FishtailName of Operator B. F. YatesAddress Fishtail Montana**Part A**

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

1. Water is delivered by: Private Ditch from Fishtail Creek
Name of Ditch, Ditch Company or District supplying water
2. State the number of acres you irrigate under this system 140 a 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 1898
5. Give the name of the original appropriator (first user): Equation right
6. Give the date appropriated 1900 Amount filed on: Miners Inches 400 C. F. S. half inches
7. State the total number of acres irrigated under this system: 140 a
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: Fishtail 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? 140 a Date 1935 to now
12. How many acres did you irrigate in 1944? (Crop and pasture) 140 a
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? Beaulieu Ditch - 50 a more or less irrigated
14. How many acres of seeped land do you have which could be drained and put into production? 3 a
15. What is the condition of your irrigation system? Pretty good shape
16. Is your water supply adequate? Yes ☒ No ☐ Explain most years
17. REMARKS: one ditch out of Fishtail area
one 400" cfs intake
one 100" cfs intake
Middle ditch - from right side between ditches
Another ditch in area but unusable.

OVER

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

DESCRIPTION AND MAP OF FARM

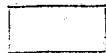
18. Legal Description of this Farm E $\frac{1}{2}$ NE $\frac{1}{4}$, SWSW $\frac{1}{4}$, Sec. 30 - Lot 1, E $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$,

Frac SENE $\frac{1}{4}$, Sec. 31 - Twp. 4 S., Rge. 18 E.

30 acres for 30



IRRIGATED LAND



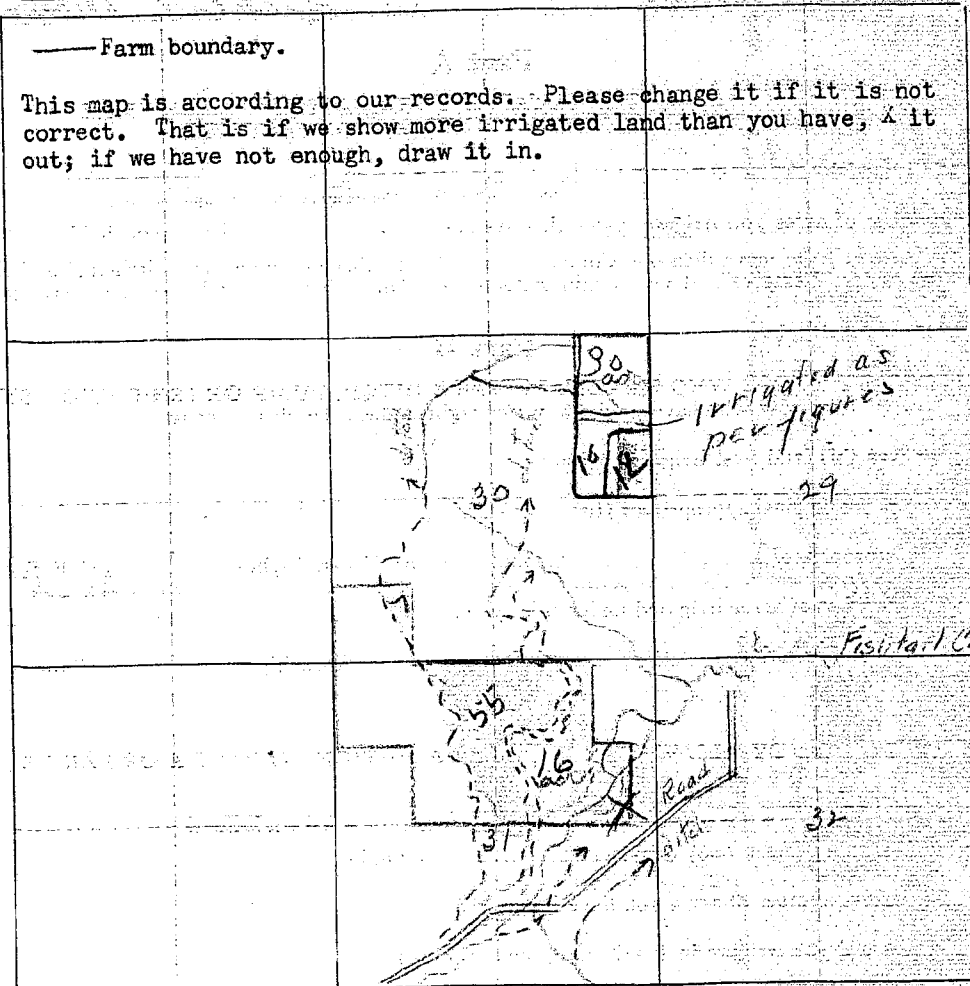
NON-IRRIGATED LAND

NORTH



— 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, & it out; if we have not enough, draw it in.



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: 92 acres in upper ditch & center Acres: _____

Ditch: 18 acres in middle ditch for right Acres: _____

Information supplied by: 30 acres under lower ditch & center

Name: Bernie F. Yates Address: Fishtail Road Date: 4/14/45

REMARKS: I have 70 acres in section 30 -

Figures under ditch are crop acres - balance hay, pasture
as follows: 30 acres irrigated & 40 acres not

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

30 A
31 B

FORM SM-1

A STUDY OF MONTANA'S WATER RESOURCES

County Stillwater Source of Information _____

1. Water User B. F. Yates Address Big Horn

2. Stream _____ Tributary to _____ Basin _____

3. Point of Diversion 1/4 1/4 Section _____ Township _____ Range _____

4. Description of System _____

5. Type of Irrigation _____

6. Original Appropriator 0 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 _____

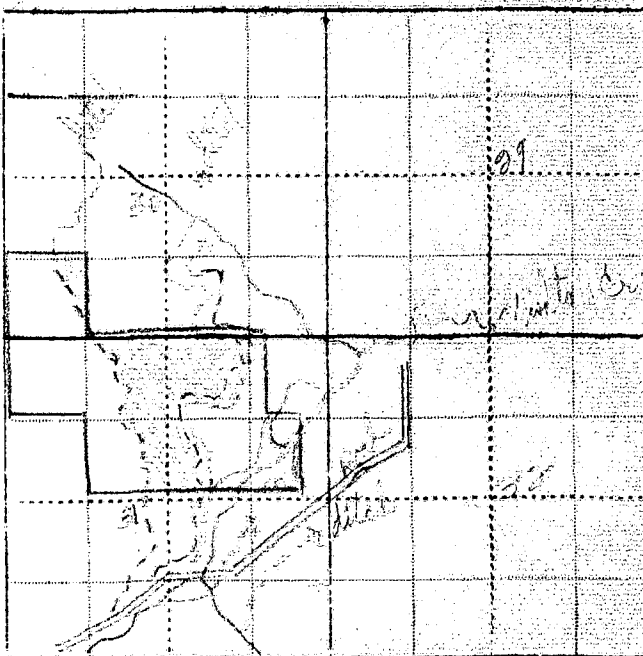
11. Condition of System _____

12. Land Description E 1/4, S 1/4, Sec 30, T 4 S, R 18 E

Remarks: Lot 1, E 1/4, S 1/4, Sec 31

Lot 1, E 1/4, S 1/4, Sec 31

Sec 31 - 80 AC - 22: TP



WITNESS: _____

Information by _____

Place _____

19A and

1/4/45

signature

is as soon

ENA

Billings,
XXXXXXXX

March 27, 1945

B. F. Yates
Fishtail, Montana

Dear Mr. Yates:

On February 28th, this office sent you a letter asking for certain information pertaining to your irrigated land in township 4 south, range 18 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 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 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.

Billings,
XXXXXX

April 10, 1945

B. F. Yates
Fishtail, Montana

Dear Mr. Yates:

On February 28th we sent you a letter asking for certain information pertaining to your irrigated land in township 4 south range 18 east. On March 27th we sent you another letter asking you to submit the information to us as soon as possible. To date we have not heard from you regarding this matter.

It is hereby declared to be a policy of the State and necessary for the welfare of the State and its citizens, that the waters of this State, and especially interstate streams arising out of the State, be investigated. The State Engineer shall, either before or after the bringing of such action (to adjudicate the waters of any stream and its tributaries in any county traversed by said stream), upon the direction of the court, do all things, make all surveys, and perform all services required by said board in the securing of all necessary information and make the same available to said board or others who may be interested therein, including the courts of this State.

In order to protect the water rights of the water users in this state it is mandatory that the State Engineer have the information that we have asked you to submit to this office. If you have sold the piece of land about which we wrote you, will you please give us the name and address of the new owner.

We expect to hear from you in the very near future.

Very truly yours,

Gerald J. Oravetz
Assistant State Engineer

STATE OF MONTANA

STATE ENGINEER'S OFFICE

WATER RESOURCES SURVEY

Township 4S Range 19E County Stillwater

| | | | | | | | | | | |
|----|------|------|----|-----|----|----|--|----|----|-----|
| 6 | | 5 | | 4 | | 3 | | 2 | | 1 |
| | 1520 | 1521 | | 276 | | | | | | 215 |
| | 418 | | | | | | | | | |
| 7 | | 8 | | 9 | | 10 | | 11 | | 12 |
| | | 11 | 30 | | | | | | | |
| | | | 28 | | | | | | | |
| | | | 20 | | | | | | | |
| 18 | | 17 | | 16 | | 15 | | 14 | | 13 |
| | | 42 | | | | | | | | |
| | | | | 16 | 72 | | | | 21 | |
| 19 | | 20 | | 21 | | 22 | | 23 | | 24 |
| | | 15 | | | | | | | | |
| | | | | 19 | | | | | | |
| 30 | | 29 | | 28 | | 27 | | 26 | | 25 |
| | | | | | | | | | | |
| 31 | | 32 | | 33 | | 34 | | 35 | | 36 |
| | | | | | | | | | | |

STATE ENGINEERS OFFICE

Water Resources Survey

Ownership of Irrigated Lands

Township

4S

Range

19E

County

Stillwater

| Parcel Number | Name of Owner | Stream | Owner's Address | | Total Acres |
|---------------|------------------------|------------------|-----------------|----------|-------------|
| | | | Appt. | Filed | |
| 12 | Anderson, G. C. | Beaver Creek | 7-19-20 | 7-19-20 | 40 |
| 15 | Hersom, Andrew | Beaver Creek | 3-1-12 | 3-8-20 | 25 |
| 16-17-18 | Hundley, Alex | Beaver Creek | 10-17-92 | 10-28-92 | 150 |
| 19 | Huon, Vincent | Beaver Creek | 4-4-00 | 4-5-00 | 160 |
| 20 | Olsen, Jacob | Beaver Creek | 9-30-35 | 10-1-35 | 200 |
| 11 | Lindquist, Eldorado G. | Beaver Creek | 6-10-18 | 6-28-18 | 20 |
| 48 | Reilly, H. L. | Butcher Creek | 4-23-07 | 4-24-07 | 1000 |
| 296 | Reilly, H. L. | Pine Creek | 4-1-06 | 8-3-09 | 80 |
| 428 | Brown, Barbara E. | Stillwater Creek | 10-1-21 | 10-1-21 | 12 |
| 611 | Johnson, George B. | White Bird Creek | 6-10-30 | 2-15-34 | 40 |
| 615 | Landmark, Albert | White Bird Creek | 2-6-27 | 2-9-27 | 80 |
| 812 | Mason, Chas. | Whispering Creek | 12-22-73 | 10-24-92 | 500 |

Township 7 A, 8 A, 9 A, 17 A

| <u>Code No.</u> | <u>Name of Owner</u> | <u>Name of Operator</u> |
|------------------------|----------------------|-------------------------|
| 7 A, 8 A, 9 A, 17 A | Eggen, Segurd | |
| 20 A, 29 B, 30 A, 31 A | Herem, Osmond | |
| 6 A | Johnson, Frank A. | |
| 21 A, 28 A, 29 A | Miller, John O. | |

• Sheets

[illegible]



STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

255
Form WR-1-IM-11-44

Code No. 7A, 8A, 9A, 17 A
County Stillwater
T. 4 S. R. 19 E.

Name of Land Owner Segurd Eggen 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: Private Ditch out of Beaver Creek
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 20-11

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): Olson Jacob
6. Give the date appropriated Sept 30 35 Amount filed on: Miners Inches _____ C. F. S. _____
7. State the total number of acres irrigated under this system: 20
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: Beaver 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? 20 Date _____
12. How many acres did you irrigate in 1944? (Crop and pasture) 0
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? _____
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 Water dry years
17. REMARKS: _____

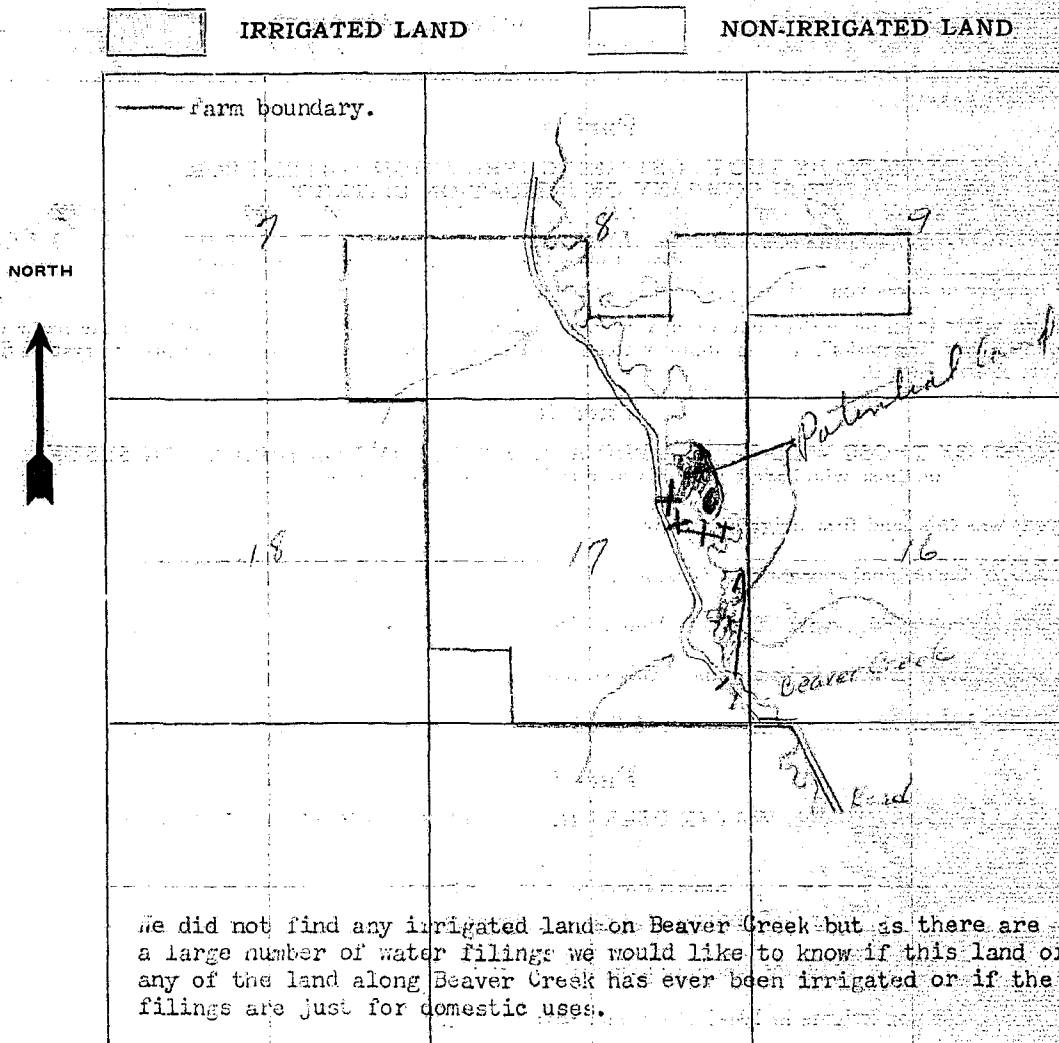
Water is not irrigated for several years

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 E¹SE¹₄, Sec. 7 - SW¹₄, S¹SE¹₄, NESE¹₄, Sec. 8 - N¹SW¹₄, Sec. 9 - NW¹₄, SE¹₄, N¹SW¹₄, SESE¹₄, Sec. 17 - Twp. 4 S., Rge. 19 E.



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 Acres 20

Ditch: _____ Acres _____

Information supplied by:

Name: August Eggan Address: _____ Date: Jan 28-45

REMARKS: Taken by the County at a sale

from August Eggan

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.

Our records show that you have an appropriation made by Olsar Jacob, appropriated Sept. 30, 1935 and filed Oct. 7, 1935 from Beaver Creek for 200 miners inches. Is this appropriation now in use?

also
Our records show that you have an appropriation made by H. L. Ray, appropriated April 23, 1907 and filed Apr. 24, 1907 from Butcher Creek for 200 miners inches. Is this appropriation now in use?

also
Our records show that you have an appropriation made by Eldorado Gay Singsak, appropriated June 10, 1918 and filed June 28, 1918 from Beaver Creek for 20 miners inches. Is this appropriation now in use?



STATE OF MONTANA
STATE ENGINEERS OFFICE
Water Resources Survey

Form WR-1-IM-11-44

Code No. 7A-8A-9A-19A

County Stillwater

T. 4 S. R. 19 E.

Name of Land Owner Sigurd Eggen 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: all ditches
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): _____
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: _____
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) 0
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? _____
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 _____

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

DESCRIPTION AND MAP OF FARM

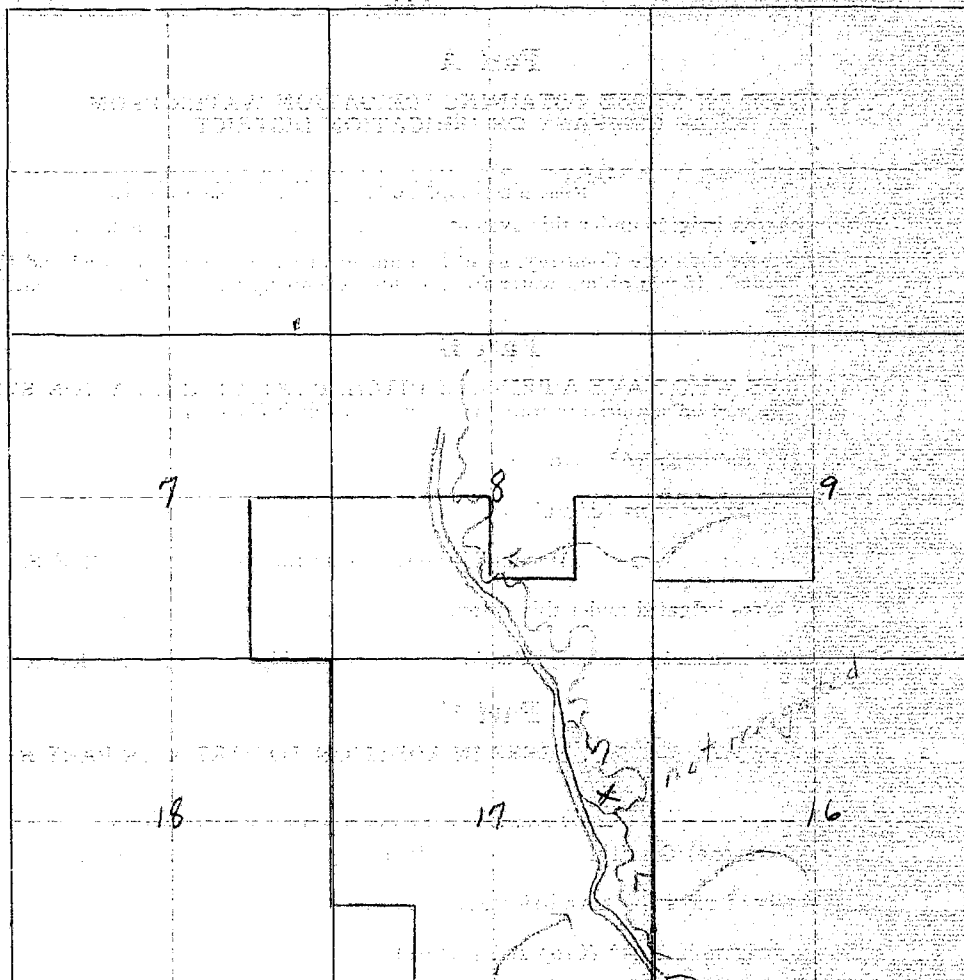
18. Legal Description of this Farm E¹SE¹, Sec. 7 - SW¹ 3¹SE¹ NE¹NE¹, Sec. 8

N¹SW¹, Sec. 4 - N¹SE¹, N¹SW¹, SE¹SW¹, Sec. 17 - 4 So - 19E

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: _____ Acres: _____

Ditch: _____ Acres: _____

Information supplied by:

Name Field check by B. J. C. map Address _____ Date 3-28-45

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.

THURBER'S, HELENA

7 17
8 H
9 A
17 17

FORM SM-1

255

420 19 E

A STUDY OF MONTANA'S WATER RESOURCES

County Stillwater Source of Information _____

1. Water User Legend Eggen Address Alvord

2. Stream _____ Tributary to _____ Basin _____

3. Point of Diversion 1/4 1/4 Section _____ Township _____ Range _____

4. Description of System _____

5. Type of Irrigation _____

6. Original Appropriator 20-118-11- Address _____

7. First Use: Year _____ Acres Irrigated _____

8. Maximum Use: Year _____ Acres Irrigated _____

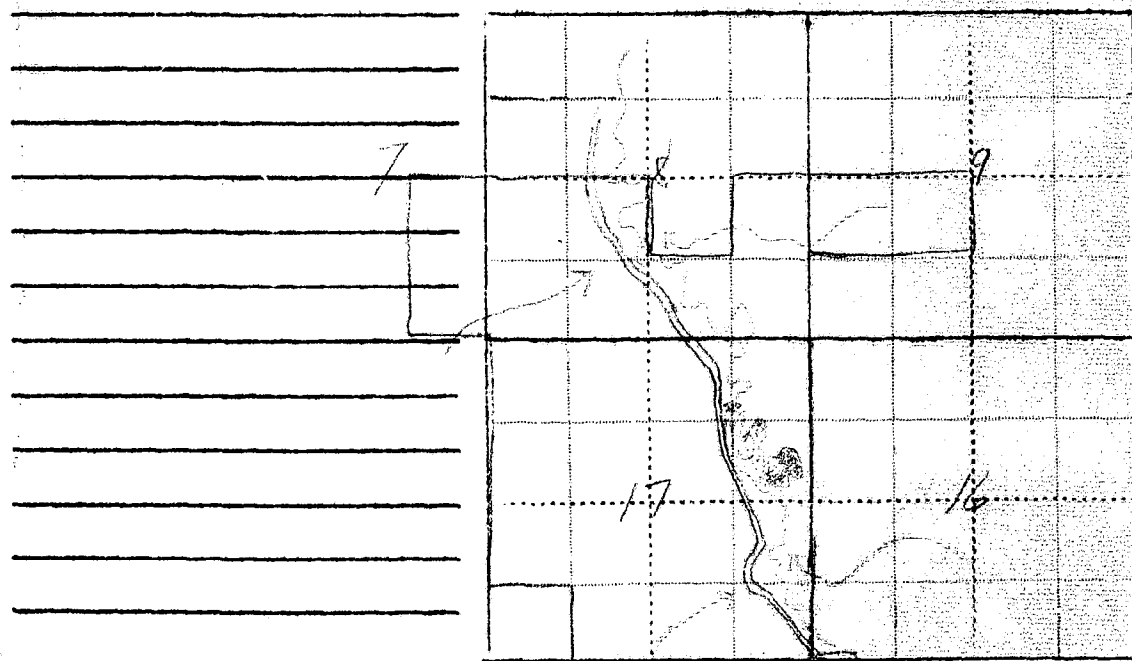
9. Present Use: Year _____ Acres Irrigated _____

10. Last Use: Year _____ Why Abandoned _____

11. Condition of System _____

12. Land Description E 1/4 Sec 7 - T. 48 N., R. 19 E.

Remarks: W 1/4 Sec 7 - T. 48 N., R. 19 E.



WITNESS: _____ Information by _____
Place _____

DA and

28-45

as soon

0 198
Our records show that you have an appropriation made by Olsen Jacob, appropriated Sept. 30, 1935 and filed Oct. 7, 1935 from Beaver Creek for 200 miners inches. Is this appropriation now in use?

also

Our records show that you have an appropriation made by H. L. Raiff, appropriated April 23, 1907 and filed Apr. 24, 1907 from Butcher Creek for 2000 miners inches. Is this appropriation now in use?

also

Our records show that you have an appropriation made by Eldorado Gay Sincock, appropriated June 10, 1913 and filed June 28, 1913 from Beaver Creek for 20 miners inches. Is this appropriation now in use?

XXXXXXX

March 26, 1945

Segurd Eggen
Absarokee, Montana

Dear Mr. Eggen:

On February 16th, this office sent you a letter asking for certain information pertaining to your irrigated land in township 4 south, range 19 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 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 is strictly confidential and is only used to record and tabulate the water use in this area.

2 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.