#### STATE OF MONTANA

## DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

# **GENERAL ABSTRACT**

Water Right Number: 41D 92426-00 STATEMENT OF CLAIM

Version: 2 -- POST DECREE

**Version Status: ACTIVE** 

Owners: DRIGGERS, JOHN TRUST

JOHN DRIGGERS - TRUSTEE

89 N BALDWIN RD

CLARKSTON, MI 48348-2301

BACON, ERNEST K RANCH LP 2333 FISHTRAP RD

WISE RIVER, MT 59762-9661

OWNER ERNEST K BACON LTD PARTNERSHIP RETAINED. CONTRACT FOR DEED

INTEREST.

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY

BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

**Priority Date:** JUNE 5, 1915

**Enforceable Priority Date:** JUNE 5, 1915

Type of Historical Right: FILED

Purpose (use): IRRIGATION

**Irrigation Type:** FLOOD

Maximum Flow Rate: 5.00 CFS

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT

PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 5 - LOW

Maximum Acres: 280.77

Source Name: SWAMP CREEK

**Source Type:** SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u> <u>Govt Lot</u> <u>Qtr Sec</u> <u>Sec</u> <u>Twp</u> <u>Rge</u> <u>County</u>

1 SENENW 23 2N 14W DEER LODGE

Period of Diversion: MAY 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

Period of Use: MAY 1 to SEPTEMBER 30

## Place of Use:

<u>Acres</u>	Govt Lot	<b>Qtr Sec</b>	<u>Sec</u>	<u>Twp</u>	Rge	<b>County</b>
0.40	5	SWSESW	19	2N	13W	DEER LODGE
17.51		NENW	30	2N	13W	DEER LODGE
7.96	1	S2NWNW	30	2N	13W	DEER LODGE
23.07		SENW	30	2N	13W	DEER LODGE
39.80	2	SWNW	30	2N	13W	DEER LODGE
17.36		W2NESW	30	2N	13W	DEER LODGE
39.25	3	NWSW	30	2N	13W	DEER LODGE
1.42		NWSESW	30	2N	13W	DEER LODGE
5.93	4	N2SWSW	30	2N	13W	DEER LODGE
12.12	1	S2NENE	25	2N	14W	DEER LODGE
23.60		NWNE	25	2N	14W	DEER LODGE
34.26	2	SENE	25	2N	14W	DEER LODGE
31.23		SWNE	25	2N	14W	DEER LODGE
23.55	3	NESE	25	2N	14W	DEER LODGE
3.31		NENWSE	25	2N	14W	DEER LODGE
280.77						
	0.40 17.51 7.96 23.07 39.80 17.36 39.25 1.42 5.93 12.12 23.60 34.26 31.23 23.55 3.31	0.40 5   17.51 5   7.96 1   23.07 39.80 2   17.36 39.25 3   1.42 5.93 4   12.12 1   23.60 34.26 2   31.23 23.55 3   3.31 3.31	0.40   5   SWSESW     17.51   NENW     7.96   1   S2NWNW     23.07   SENW     39.80   2   SWNW     17.36   W2NESW     39.25   3   NWSW     1.42   NWSESW     5.93   4   N2SWSW     12.12   1   S2NENE     23.60   NWNE   34.26   2   SENE     31.23   SWNE   23.55   3   NESE     3.31   NENWSE   NENWSE	0.40 5 SWSESW 19   17.51 NENW 30   7.96 1 S2NWNW 30   23.07 SENW 30   39.80 2 SWNW 30   17.36 W2NESW 30   39.25 3 NWSW 30   1.42 NWSESW 30   5.93 4 N2SWSW 30   12.12 1 S2NENE 25   23.60 NWNE 25   34.26 2 SENE 25   31.23 SWNE 25   23.55 3 NESE 25   3.31 NENWSE 25	0.40 5 SWSESW 19 2N   17.51 NENW 30 2N   7.96 1 S2NWNW 30 2N   23.07 SENW 30 2N   39.80 2 SWNW 30 2N   17.36 W2NESW 30 2N   39.25 3 NWSW 30 2N   1.42 NWSESW 30 2N   5.93 4 N2SWSW 30 2N   12.12 1 S2NENE 25 2N   23.60 NWNE 25 2N   34.26 2 SENE 25 2N   31.23 SWNE 25 2N   23.55 3 NESE 25 2N   NENWSE 25 2N	0.40 5 SWSESW 19 2N 13W   17.51 NENW 30 2N 13W   7.96 1 S2NWNW 30 2N 13W   23.07 SENW 30 2N 13W   39.80 2 SWNW 30 2N 13W   17.36 W2NESW 30 2N 13W   39.25 3 NWSW 30 2N 13W   1.42 NWSESW 30 2N 13W   5.93 4 N2SWSW 30 2N 13W   12.12 1 S2NENE 25 2N 14W   23.60 NWNE 25 2N 14W   34.26 2 SENE 25 2N 14W   31.23 SWNE 25 2N 14W   23.55 3 NESE 25 2N 14W   3.31 NENWSE 25 2N 14W

Geocodes/Valid: 30-1085-25-1-01-01-0000 - Y 30-1086-19-3-01-02-0000 - Y

30-1086-30-4-01-01-0000 - Y

Remarks:

### Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

92421-00 92422-00 92423-00 92424-00 92425-00 92426-00 92427-00

92428-00 92429-00 92433-00 92435-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/01/1998.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/05/1996.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 05/18/2000.