

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:** 41O 113473-00 STATEMENT OF CLAIM  
**Version:** 3 -- POST DECREE

**Version Status:** ACTIVE

**Owners:** ELDORADO CO-OP CANAL CO  
% RODNEY COLE  
PO BOX 783  
CHOTEAU, MT 59422

**Priority Date:** APRIL 1, 1880

**Enforceable Priority Date:** APRIL 1, 1880

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 5.00 CFS

THE COMBINED FLOW RATE DIVERTED FOR THIS IRRIGATION RIGHT AND COMPANION STOCK CLAIM 41O 113468-00 MAY NOT EXCEED 5.00 CFS

**Maximum Volume:** 15,000.00 AC-FT

THE COMBINED ANNUAL VOLUME FOR CLAIMS 41O 113467-00, 41O 113468-00, 41O 113469-00, 41O 113470-00, 41O 113472-00, 41O 113473-00, 41O 113474-00, AND 41O 113475-00 MAY NOT EXCEED 15,000 ACRE FEET.

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 21,932.00

**Source Name:** TETON RIVER

**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		NWNWNW	33	25N	6W	TETON

**Period of Diversion:** APRIL 15 TO OCTOBER 1

**Diversion Means:** DIVERSION DAM

**Ditch Name:** ELDORADO CO-OP CANAL

**Period of Use:** APRIL 15 to OCTOBER 1

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	640.00			3	25N	4W	TETON
2	640.00			4	25N	4W	TETON
3	640.00			5	25N	4W	TETON
4	640.00			6	25N	4W	TETON
5	640.00			7	25N	4W	TETON
6	640.00			8	25N	4W	TETON
7	640.00			9	25N	4W	TETON
8	320.00		N2	16	25N	4W	TETON
9	160.00		SE	16	25N	4W	TETON
10	640.00			17	25N	4W	TETON
11	640.00			18	25N	4W	TETON
12	160.00		NW	19	25N	4W	TETON
13	640.00			20	25N	4W	TETON
14	640.00			1	25N	5W	TETON
15	640.00			2	25N	5W	TETON
16	640.00			11	25N	5W	TETON
17	640.00			12	25N	5W	TETON
18	640.00			13	25N	5W	TETON
19	640.00			14	25N	5W	TETON
20	640.00			15	25N	5W	TETON
21	252.00		E2	17	25N	5W	TETON
22	80.00		S2SE	18	25N	5W	TETON
23	40.00		SESW	18	25N	5W	TETON
24	640.00			19	25N	5W	TETON
25	640.00			20	25N	5W	TETON

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
26	640.00			21	25N	5W	TETON
27	320.00		N2	22	25N	5W	TETON
28	640.00			23	25N	5W	TETON
29	640.00			24	25N	5W	TETON
30	160.00		SE	23	25N	6W	TETON
31	640.00			24	25N	6W	TETON
32	80.00		N2NW	25	25N	6W	TETON
33	80.00		S2NW	28	26N	4W	TETON
34	160.00		S2N2	29	26N	4W	TETON
35	320.00		S2	29	26N	4W	TETON
36	80.00		S2SE	30	26N	4W	TETON
37	640.00			31	26N	4W	TETON
38	640.00			32	26N	4W	TETON
39	640.00			33	26N	4W	TETON
40	640.00			34	26N	4W	TETON
41	160.00		S2N2	25	26N	5W	TETON
42	320.00		S2	25	26N	5W	TETON
43	40.00		SENE	26	26N	5W	TETON
44	320.00		S2	26	26N	5W	TETON
45	320.00		S2	28	26N	5W	TETON
46	640.00			35	26N	5W	TETON
47	640.00			36	26N	5W	TETON
<b>Total:</b>	21,932.00						

ONLY 12,550.00 ACRES ARE IRRIGATED DURING ANY GIVEN SEASON WITHIN THE 21,932.00 ACRES DESCRIBED UNDER THIS RIGHT.

**Geocodes/Valid:** -- NO VALID GEOCODES --

**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.

113472-00 113473-00 113474-00 113475-00

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES.

113468-00 113473-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/13/2002: MAXIMUM ACRES, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 10/23/2003: MAXIMUM ACRES, PLACE OF USE.

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/17/2004: POINT OF DIVERSION, MAXIMUM ACRES, PLACE OF USE.

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

PARENT FILE FOR THIS RIGHT IS 113471-00.