

**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 92425-00 STATEMENT OF CLAIM  
**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:** BACON, ERNEST K RANCH LP  
2333 FISHTRAP RD  
WISE RIVER, MT 59762-9661  
  
DRIGGERS, JOHN TRUST  
JOHN DRIGGERS - TRUSTEE  
89 N BALDWIN RD  
CLARKSTON, MI 48348-2301  
  
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:** NOVEMBER 6, 1964

**Enforceable Priority Date:** NOVEMBER 6, 1964

**Type of Historical Right:** USE

**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:** 148.00

**Source Name:** UNNAMED TRIBUTARY OF FISHTRAP CREEK, EAST FORK

**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		SWNE	24	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>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	11.20	4	S2SWSW	19	2N	13W	DEER LODGE
2	3.00	5	SWSESW	19	2N	13W	DEER LODGE
3	40.00	1	NWNW	30	2N	13W	DEER LODGE
4	25.00		NENW	30	2N	13W	DEER LODGE
5	40.00	2	SWNW	30	2N	13W	DEER LODGE
6	24.00		SENW	30	2N	13W	DEER LODGE
7	3.00	3	N2NWSW	30	2N	13W	DEER LODGE
8	1.80		NWNESW	30	2N	13W	DEER LODGE
<b>Total:</b>	<b>148.00</b>						

**Geocodes/Valid:** 30-1086-19-3-01-02-0000 - Y

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

**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

**Remarks:**

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.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 05/18/2000.