

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:** 42A 172134-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:**  
RED CANYON RANCH INC  
588 ROSEBUD CREEK RD  
FORSYTH, MT 59327  
  
WESLEY L ASHLEY  
588 ROSEBUD CREEK RD  
FORSYTH, MT 59327  
  
ALDEN L ASHLEY  
588 ROSEBUD CREEK RD  
FORSYTH, MT 59327  
  
LESLI M ASHLEY  
588 ROSEBUD CREEK RD  
FORSYTH, MT 59327  
  
LANELL ASHLEY  
588 ROSEBUD CREEK RD  
FORSYTH, MT 59327  
  
CAROL L ASHLEY  
588 ROSEBUD CREEK RD  
FORSYTH, MT 59327  
  
ELIZABETH L HORN  
588 ROSEBUD CREEK RD  
FORSYTH, MT 59327

**Priority Date:** SEPTEMBER 11, 1908  
**Enforceable Priority Date:** SEPTEMBER 11, 1908

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** WATER SPREADING

**Maximum Flow Rate:** A SPECIFIC FLOW RATE HAS NOT BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.

**Maximum Volume:** 144.90 AC-FT  
THE VOLUME OF THIS CLAIM HAS BEEN REDUCED TO THE 2.3 ACRE-FEET PER ACRE GUIDELINE FOR WATER SPREADING. THE VOLUME MAY BE CONTESTED BY PROPER OBJECTION.

**Climatic Area:** 1 - HIGH

**Maximum Acres:** 63.00

**Source Name:** WEST ROSEBUD 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		SESWW	21	5N	42E	ROSEBUD

**Period of Diversion:** MARCH 1 TO DECEMBER 1  
**Diversion Means:** DIKE

**Period of Use:** MARCH 1 to DECEMBER 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	24.00		E2SE	20	5N	42E	ROSEBUD
2	39.00		W2SW	21	5N	42E	ROSEBUD
<b>Total:</b>	63.00						

**Geocodes/Valid:** 29-1445-20-2-01-01-1519 - Y      29-1445-21-3-01-01-0000 - Y

**Remarks:**

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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.

172026-00 172134-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 03/15/1994: SOURCE, MAXIMUM ACRES, PLACE OF USE, PRIORITY DATE.

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 05/18/2000.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 12/05/1991.

THE ROSEBUD COUNTY WATER RESOURCES SURVEY ( 1948 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

VOLUME MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.