

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:** 43D 198616-00 STATEMENT OF CLAIM

**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** EATON FAMILY PARTNERSHIP  
2510 GRAND AVE  
BILLINGS, MT 59102

**Priority Date:** MAY 1, 1925

**Enforceable Priority Date:** MAY 1, 1925

**Type of Historical Right:** USE

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 2.46 CFS

THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

**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:** 46.70

**Source Name:** WEST RED LODGE 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		SESESW	2	7S	18E	CARBON

**Period of Diversion:** MAY 1 TO OCTOBER 4

**Diversion Means:** HEADGATE

**Ditch Name:** SEXTON DITCH

2		NWNENW	11	7S	18E	CARBON
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**Period of Diversion:** MAY 1 TO OCTOBER 4

**Diversion Means:** HEADGATE

**Ditch Name:** SEXTON DITCH

**Period of Use:** MAY 1 to OCTOBER 4

**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	4.50		S2SWSE	2	7S	18E	CARBON
2	0.20		SESESW	2	7S	18E	CARBON
3	16.00		NWNE	11	7S	18E	CARBON
4	26.00		N2NW	11	7S	18E	CARBON
<b>Total:</b>	<b>46.70</b>						

THOSE PORTIONS OF THE SWSE SEC 02, SESESW SEC 02, NW SEC 11, AND NE SEC 11 WITHIN HES 1125, TWP 07S, RGE 18E, CARBON COUNTY.

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

**Remarks:**

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 01/06/86: PLACE OF USE, MAXIMUM ACRES.

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

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 68463 RECEIVED 04/01/2009.

THE PRIORITY DATE MAY BE QUESTIONABLE. THIS CLAIM IS FOR A USE RIGHT ON WEST RED LODGE CREEK WITH A PRIORITY DATE POSTDATING CASE NO. 247, CARBON COUNTY.