

## 42C 'TONGUE RIVER, BELOW HANGING WOMAN CREEK'

# DECREE INDEX INSTRUCTIONS

The attached index is designed to help a person research and find water rights included in the decree. The decree consists of a computer-printed abstract for each individual water right decreed in the basin. Depending on the number of water rights within a basin, the decree may be in one or more volumes. Each volume is organized numerically by a water right identification (ID) number.

Whenever a water right is referred to or discussed, use the entire water right ID number. This is the best way to be sure that everyone is communicating about the same water right.

Example of ID number: 42C 281

42C Code for drainage basin.  
281 Specific identification number assigned to each water right by  
Department of Natural Resources and Conservation (DNRC)

There are six sections to the index. Each section is organized in a different manner, as outlined below.

### 1. SOURCE NAME INDEX

This index lists all water rights alphabetically by the source name (source at point of diversion). If the point of diversion of a water right is not on the "main stem" of the source listed, a two letter tributary code will be shown immediately to the left of the source name. For example, UT West Gallatin River means the water right is diverted from an Unnamed Tributary to the West Gallatin River. Additional tributary codes are: SP (spring), WS (waste and seepage), SI (subirrigation), NP (natural pit), MP (manmade pit).

Some sources have more than one commonly used name but only one has been selected as the standardized name. Standardization was based on names designated by the United States Geological Survey, Water Resources Survey, or that in most common local usage. It is recommended that all known names be checked. Also keep in mind that some source names (Spring Creek, Deer Creek, etc..) might identify more than one stream in a basin.

Water rights with the same source name are listed chronologically by enforceable priority date. This secondary Sort is useful in identifying the seniority of water rights on a specific source. 'B' designated late claims are sorted last within a source listing.

### 2. OWNER NAME INDEX:

This index organizes all water rights alphabetically by all owner names. If you want to locate John Q. Public's water rights, look under "P" for Public. If a partnership or corporation is involved, such as Big Sky Angus Ranch, look under "B" for Big. Be sure to look for all likely owner names (ranch name, estate name, etc.) when you use this index as some owners filed rights both under a corporate name and individually.

3. POINT OF DIVERSION INDEX:

In this index, every point of diversion for each water right in the basin is listed by legal land description. The land descriptions are listed from lowest numbered township and range to highest numbered township and range. Within each township and range the sections are listed numerically.

Water rights with the same point of diversion are listed chronologically by priority date. This secondary sort is useful in identifying the seniority of water rights diverted at a particular location.

4. ENFORCEABLE PRIORITY DATE INDEX:

All water rights within the drainage are listed from earliest to latest enforceable priority date according to month/day/year. Where no priority date has been decreed, the index shows no date in the Priority Date column. Check the individual decree abstract for an explanation. 'B' designated late claims are sorted last within the priority date listing.

Water rights with the same priority date are organized alphabetically by source name. For example, all June 15, 1865, water rights from the West Gallatin River would be together.

5. WATER RIGHT ID INDEX:

Every water right has been assigned an identification number, for example, 41H-W-119240-00. This index organizes all water right ID numbers in numerical order from lowest to highest.

6. ISSUE REMARKS INDEX:

This index is a list of the remarks used by the Water Court to identify certain problems or issues in the decree. The Water Court used these remarks when there was insufficient information to resolve a problem or potential problem.

This index is arranged numerically by water right ID number. For each right listed the use, flow rate, priority date, source name, and owners are given along with the text of the issue remarks.

SUMMARY:

If you have questions about how to look up water right information in these indexes or how to read the decree abstracts, please contact the DNRC Water Resources Regional Office listed in the Notice of Entry for the decree of this basin.

If you have questions about the correctness of any information in a particular water right, contact the Water Court and perhaps file an objection. How to file an objection is outlined in the Notice of Entry for the decree in each basin.



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| WATER<br>RIGHT ID | VERSION<br>STATUS | LATE<br>CLAIM | HISTORICAL<br>TYPE | USE | FLOW<br>RATE | ENFORCEABLE<br>PRIORITY DATE | POINT OF DIVERSION |      |     |     |      | TRIB           | SOURCE NAME  | OWNER NAME  |
|-------------------|-------------------|---------------|--------------------|-----|--------------|------------------------------|--------------------|------|-----|-----|------|----------------|--|---|
|                   |                   |               |                    |     |              |                              | QTR                | SEC  | SEC | TWP | RGE  |                |  |   |
| 42C               | 34096             | ACTV          | USE                | ST  |              | 10/15/1938                   | NWSENW             | 17   | 2N  | 49E | CU   | 969 CREEK      | JOHNSON, PEGGY J<br>JOHNSON, PHILIP E<br>ASH CREEK RANCH LLC                                     |   |
| 42C               | 115084            | ACTV          | USE                | ST  |              | 12/31/1940                   | SESWNW             | 12   | 2N  | 48E | CU   | 969 CREEK      | ASH CREEK RANCH LLC  |   |
| 42C               | 58756             | ACTV          | USE                | ST  | 4.49 GPM     | 09/01/1880                   | NWSWSW             | 33   | 4S  | 47E | PR   | ABBOTT SPRING  | USA (DEPT OF AGRICULTURE FOREST SERVICE)   |   |
| 42C               | 27231             | ACTV          | USE                | ST  |              | 10/01/1883                   |                    | S2 4 | 1N  | 44E | RS & | ALFALFA CREEK  | BIG SKY COAL CO  |   |
| 42C               | 13106             | ACTV          | USE                | IR  |              | 12/31/1950                   | NESESE             | 2    | 1N  | 44E | RS   | ALFALFA CREEK  | BALL RANCH   |   |
| 42C               | 27236             | ACTV          | USE                | ST  |              | 12/31/1944                   | SENESE             | 4    | 1N  | 44E | RS   | UT             | ALFALFA CREEK  | BIG SKY COAL CO   |
| 42C               | 13145             | ACTV          | USE                | ST  |              | 12/31/1880                   | SESENW             | 3    | 1N  | 44E | RS   | SP             | ALFALFA CREEK  | BALL RANCH  |
| 42C               | 58907             | ACTV          | USE                | ST  | 4.49 GPM     | 09/01/1880                   | SESWSE             | 21   | 5S  | 47E | PR   | ANCHOR SPRING  | USA (DEPT OF AGRICULTURE FOREST SERVICE)   |   |
| 42C               | 145066            | ACTV          | FILED              | IR  |              | 01/01/1900                   | NWNENE             | 23   | 3N  | 49E | CU   | ANDERSON CREEK | CHRISTENSEN, CHARLES M<br>CHRISTENSEN, JANET K   |   |
| 42C               | 145072            | ACTV          | FILED              | ST  |              | 01/01/1945                   | NWSWNW             | 24   | 3N  | 49E | CU   | ANDERSON CREEK | CHRISTENSEN, ROBERT F<br>CHRISTENSEN, CHARLES M<br>CHRISTENSEN, JANET K<br>CHRISTENSEN, ROBERT F |   |
| 42C               | 178945            | ACTV          | USE                | ST  |              | 12/31/1950                   | NWNWNE             | 7    | 2N  | 50E | CU   | ANDERSON CREEK | TONN LAND AND CATTLE INC   |   |
| 42C               | 128389            | ACTV          | USE                | ST  |              | 12/31/1955                   | NESESE             | 6    | 2N  | 50E | CU   | ANDERSON CREEK | HARRIS BUTTES RANCH INC  |   |
| 42C               | 178947            | ACTV          | USE                | ST  |              | 12/31/1883                   | NWNWSW             | 28   | 3N  | 50E | CU   | UT             | ANDERSON CREEK   | HARRIS BUTTES RANCH INC   |
| 42C               | 178964            | ACTV          | USE                | ST  |              | 12/31/1920                   | NESWNE             | 5    | 2N  | 50E | CU   | UT             | ANDERSON CREEK   | TONN LAND AND CATTLE INC  |
| 42C               | 128400            | ACTV          | USE                | IR  |              | 12/31/1938                   | SESWSE             | 8    | 2N  | 50E | CU   | UT             | ANDERSON CREEK   | KRUTZFELDT, LEWIS J   |
| 42C               | 179033            | ACTV          | FILED              | IR  |              | 08/17/1943                   | SWSENW             | 32   | 3N  | 50E | CU   | UT             | ANDERSON CREEK   | HARRIS BUTTES RANCH INC   |
| 42C               | 145086            | ACTV          | FILED              | ST  |              | 12/31/1944                   | NWSWSW             | 19   | 3N  | 50E | CU   | UT             | ANDERSON CREEK   | CHRISTENSEN, CHARLES M<br>CHRISTENSEN, JANET K<br>CHRISTENSEN, ROBERT F |
| 42C               | 145084            | ACTV          | USE                | ST  |              | 01/01/1945                   | NWSESE             | 31   | 3N  | 50E | CU   | UT             | ANDERSON CREEK   | CHRISTENSEN, CHARLES M<br>CHRISTENSEN, JANET K<br>CHRISTENSEN, ROBERT F |
| 42C               | 145091            | ACTV          | FILED              | ST  |              | 01/01/1945                   | SENESE             | 25   | 3N  | 49E | CU   | UT             | ANDERSON CREEK   | CHRISTENSEN, CHARLES M<br>CHRISTENSEN, JANET K<br>CHRISTENSEN, ROBERT F |



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NOTE: This is a sample of the Source Name Index. The other indexes have the same seven (7) columns except for the Issue Remarks Index.

Column *WATER RIGHT ID*: This is the water right identification number. This number is necessary to look up a water right abstract in the decree. The best way to request information from either the Water Court or the DNRC for a particular Water right is to use this entire number.

Column *USE*: This two-letter code designates what the water is used for in this water right. The most common codes are ST for stockwater, DM for domestic, and IR for irrigation. A list of all use codes is on page 4 of these instructions.

Column *FLOW RATE*: This number designates the flow rate for this water right. The letter "CFS" after the number means the flow rate is measured in cubic feet per second. A letter "GPM" means gallons per minute. A blank means the Water Court did not quantify a flow rate for this right. Reasons for this can be found in the Findings of Fact and Conclusions of Law for the decree.

Column *ENFORCEABLE PRIORITY DATE*: This is the enforceable priority date for this water right written month/day/year. A missing priority date is explained on the abstract for that right.

Column *POINT OF DIVERSION*: This column gives the point of diversion for this water right. All indexes except the Point of Diversion Index list only one point of diversion for each right regardless of the number of diversions claimed. The legal land description is in the format: Quarter Section-Section-Township-Range-County. Counties are listed as two-letter codes. A list of county codes is on page 5 of these instructions.

Column *SOURCE NAME*: This is the name of the source of water for the right. A blank space usually indicates a problem with identifying the claimed source. Some names have a two letter code to the left of the source name. This indicates the diversion is on a tributary of the named source listed. These tributary codes are: (UT) Unnamed Tributary, (SP) Spring, (WS) Waste and Seepage, (SI) Subirrigation, (MP) Manmade Pit, and (NP) Natural Pit.

Column *OWNER NAME*: This is the owner or owners of this water right. All owners of each right are listed.

USE CODES

|    |                       |    |   |
|----|-----------------------|----|---|
| AS | agricultural spraying | MC | municipal                                       |
| CM | commercial            | MD | multiple domestic                               |
| DM | domestic              | MN | mining  |
| DW | dewatering            | NV | navigation                                      |
| EC | erosion control       | OF | oil well flooding                               |
| FC | flood control         | OT | observation & testing<br>of groundwater aquifer |
| FP | fire protection       | PA | pollution abatement                             |
| FR | fish raceways         | PG | power generation                                |
| FW | fish and wildlife     | RC | recreation                                      |
| GE | geothermal heating    | SC | sediment control                                |
| IN | industrial            | SG | storage   |
| IR | irrigation            | ST | stockwater                                      |
| IS | institutional         | WF | waterfowl                                       |
| LG | lawn and garden       | WI | wildlife  |

COUNTY CODES

|    |                 |    |                  |
|----|-----------------|----|------------------|
| BE | Beaverhead      | MC | McCone           |
| BH | Big Horn        | ME | Meagher          |
| BL | Blaine          | MI | Mineral          |
| BR | Broadwater      | MS | Missoula         |
| CA | Carbon          | MU | Musselshell      |
| CH | Chouteau        | PA | Park             |
| CR | Carter          | PE | Petroleum        |
| CS | Cascade         | PH | Phillips         |
| CU | Custer          | PI | Prairie          |
| DA | Daniels         | PO | Pondera          |
| DL | Deer Lodge      | PR | Powder River     |
| DW | Dawson          | PW | Powell           |
| FA | Fallon          | RA | Ravalli          |
| FE | Fergus          | RI | Richland         |
| FL | Flathead        | RO | Roosevelt        |
| GA | Gallatin        | RS | Rosebud          |
| GF | Garfield        | SA | Sanders          |
| GL | Glacier         | SB | Silver Bow       |
| GR | Granite         | SG | Sweet Grass      |
| GV | Golden Valley   | SH | Sheridan         |
| HI | Hill            | ST | Stillwater       |
| JB | Judith Basin    | TE | Teton            |
| JE | Jefferson       | TO | Toole            |
| LA | Lake            | TR | Treasure         |
| LC | Lewis and Clark | VA | Valley           |
| LI | Liberty         | WH | Wheatland        |
| LN | Lincoln         | WI | Wibaux           |
| MA | Madison         | YE | Yellowstone      |
|    |                 | YP | Yellowstone Park |