

E016 Rock Creek Enforcement Area

COMMISSIONER REMARK INDEX

<i>Water Right #</i>	<i>Remark</i>
43D 138	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE CONSOLIDATED/HUNTER-NORTHY DITCH INTERSECTS DRY CREEK IN THE NENWNE SEC 22 T6S R20E. THE DIVERSIONS OUT OF DRY CREEK ARE LOCATED IN THE SWSESE SEC 11 T6S R20E AND THE SWSWNW SEC 12 T6S R20E.
43D 143	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE CONSOLIDATED/HUNTER-NORTHY DITCH INTERSECTS DRY CREEK IN THE NENWNE SEC 22 T6S R20E. THE DIVERSIONS OUT OF DRY CREEK ARE LOCATED IN THE SWSESE SEC 11 T6S R20E AND THE SWSWNW SEC 12 T6S R20E.
43D 3992	THIS ROCK CREEK WATER RIGHT SOMETIMES USES DRY CREEK AS A NATURAL CARRIER. WHEN IT DOES, WATER IS DIVERTED FROM THE CONSOLIDATED/HUNTER-NORTHY DITCH INTO DRY CREEK IN THE NENWNE SEC 22, T6S, R20E AND DIVERTED FROM DRY CREEK BY A DIVERSION IN THE SWSESE SEC 11, T6S, R20E.
43D 3993	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE CONSOLIDATED/HUNTER-NORTHY DITCH INTERSECTS DRY CREEK IN THE NENWNE SEC 22 T6S R20E. THE DIVERSIONS OUT OF DRY CREEK ARE LOCATED IN THE SWSESE SEC 11 T6S R20E AND NWSESW SEC 1 T6S R20E.
43D 5255	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE DUNCAN-AIKEN DITCH INTERSECTS DRY CREEK IN THE SWSNW SEC 20 T5S R21E. THE DIVERSION OUT OF DRY CREEK IS LOCATED IN THE NWNENE SEC 20 T5S R21E.
43D 6283	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE HILL-HOPKINS DITCH INTERSECTS DRY CREEK IN GOVT LOT 5 NW SEC 31 T5S R21E. THE DIVERSION OUT OF DRY CREEK IS LOCATED IN GOVT LOT 4 NW SEC 31 T5S R21E.
43D 6520	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE HILL BROTHERS DITCH INTERSECTS DRY CREEK IN GOVT LOT 7 SW SEC 30 T5S R21E. THE DIVERSION OUT OF DRY CREEK IS LOCATED IN GOVT LOT 7 SW SEC 30 T5S R21E.
43D 6522	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE HILL BROTHERS DITCH INTERSECTS DRY CREEK IN GOVT LOT 7 SW SEC 30 T5S R21E. THE DIVERSION OUT OF DRY CREEK IS LOCATED IN GOVT LOT 7 SW SEC 30 T5S R21E.
43D 6923	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE HILL BROTHERS DITCH INTERSECTS DRY CREEK IN GOVT LOT 7 SW SEC 30 T5S R21E. THE DIVERSION OUT OF DRY CREEK IS LOCATED IN GOVT LOT 7 SW SEC 30 T5S R21E.
43D 8453	THE COMBINED FLOW RATE FOR CLAIMS 43D 8453-00 AND 43D 206813-00 IS LIMITED TO 3.85 CFS.

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43D 8453	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER.THE HUNTER-RUSSETT DITCH INTERSECTS DRY CREEK IN THE NWNENW SEC 12 T6S R20E. THE DIVERSION OUT OF DRY CREEK IS LOCATED IN THE NWSESW SEC 1 T6S R20E.
43D 10246	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE DUNCAN-AIKEN DITCH INTERSECTS DRY CREEK IN THE SWSNW SEC 20 T5S R21E. THE DIVERSIONS OUT OF DRY CREEK ARE LOCATED IN THE SWSNW SEC 20 T5S R21E; THE NWSNW SEC 20 T5S R21E; AND THE SWNWNE SEC 20 T5S R21E.
43D 15651	THE POINT OF DIVERSION IS TRANSITORY ALONG THE LENGTH OF ROCK CREEK BORDERING THE APPROPRIATOR'S PROPERTY FROM SWSWSE SECTION 6, T6S, R21E (POR ID #1) TO NESWSE SECTION 6 T6S R21E, (POD ID #2) CARBON COUNTY
43D 20214	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE CONSOLIDATED/HUNTER-NORTHY DITCH INTERSECTS DRY CREEK IN THE NENWNE SEC 22 T6S R20E. THE TWO DIVERSIONS OUT OF DRY CREEK ARE LOCATED IN THE SWSESE SEC 11 T6S R20E AND THE NWSESW SEC 1 T6S R20E.
43D 20215	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE CONSOLIDATED/HUNTER-NORTHY DITCH INTERSECTS DRY CREEK IN THE NENWNE SEC 22 T6S R20E. THE TWO DIVERSIONS OUT OF DRY CREEK ARE LOCATED IN THE SWSESE SEC 11 T6S R20E AND THE NWSESW SEC 1 T6S R20E.
43D 21148	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE HILL-HOPKINS DITCH INTERSECTS DRY CREEK IN GOVT LOT 5 NW SEC 31 T5S R21E. THE DIVERSION OUT OF DRY CREEK IS LOCATED IN GOVT LOT 4 NW SEC 31 T5S R21E.
43D 36391	WATER IS DIVERTED FROM ROCK CREEK INTO CONSOLIDATED DITCH, THEN INTO HUNTER-NORTHY DITCH, THEN INTO TEINI, WRIGHT, BERN, ZIER AND SMITH DITCH, THEN INTO TAYLOR DITCH.
43d 36392	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE CONSOLIDATED/HUNTER-NORTHY DITCH INTERSECTS DRY CREEK IN THE NENWNE SEC 22 T6S R20E. THE DIVERSION OUT OF DRY CREEK IS LOCATED IN THE NENWNE SEC 22 T6S R20E.
43D 36615	WATER IS DIVERTED FROM ROCK CREEK THROUGH MCDONALD DITCH WHICH TRANSPORTS THE WATER TO WILLOW CREEK. THE WATER IS THEN TRANSPORTED THROUGH WILLOW CREEK AND DIVERTED DOWNSTREAM THROUGH ANTILLA DITCH.
43D 36644	THE BAILEY DITCH IS A SECONDARY DIVERSION THAT CONVEYS THE CLAIM FROM ROCK CREEK TO THE PLACE OF USE. THE SOURCE FOR THIS CLAIM IS MINE SEEPAGE. THE MINE IS LOCATED IN THE SESE, SEC 27, T7S, R20E, CARBON COUNTY. ROCK CREEK IS USED AS A NATURAL CARRIER.

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<i>Water Right #</i>	<i>Remark</i>
43D 39245	THE JULY 26, 1996 STIPULATION FILED IN CASE 43D-1 DETAILS THE ROTATION OF USE OF CLAIMS 43D 5255-00, 43D 39245-00, AND 43D 30122588, DUE TO THE SPLIT OF CLAIM 43D 39245-00 DURING CASE PROCEEDINGS IN 43D-R32.
43D 39245	THE WATER RIGHTS FOLLOWING THIS STATEMENT HAVE AN UNDIVIDED INTEREST IN A SINGLE WATER RIGHT FOR 1.78 CFS . 43D 5255-00, 43D 39245-00, 43D 30122588.
43D 119247	THE POINT OF ROCKS, PRYDE, HAARA, MCDONALD, FINN, MARYOTT AND WEST FORK DITCHES, AND WILLOW CREEK AS A NATURAL CARRIER, ARE USED TO CONVEY WATER TO COONEY RESERVOIR. FINN DITCH AND POINT OF ROCKS DITCH ARE THE DIVERSIONS OUT OF ROCK CREEK. HAARA DITCH, WEST FORK DITCH, MARYOTT DITCH AND MCDONALD DITCH ARE THE DIVERSIONS OUT OF WEST FORK ROCK CREEK WHICH SUPPLY OVERFLOW AND WASTE WATER TO COONEY RESERVOIR.
43D 125725	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE SCHANK DITCH INTERSECTS DRY CREEK IN THE SWSWSW SEC 20 T5S R21E. THE TWO DIVERSIONS OUT OF DRY CREEK ARE LOCATED IN THE SWSWSW SEC 20 T5S R21E AND THE NWSWSW SEC 20 T5S R21E.
43D 125726	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE SCHANK DITCH INTERSECTS DRY CREEK IN THE SWSWSW SEC 20 T5S R21E. THE TWO DIVERSIONS OUT OF DRY CREEK ARE LOCATED IN THE SWSWSW SEC 20 T5S R21E AND THE NWSWSW SEC 20 T5S R21E.
43D 180105	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE FINN DITCH INTERSECTS DRY CREEK IN THE SWSESE SEC 36 T5S R20E. THE DIVERSION OUT OF DRY CREEK IS LOCATED IN THE NWSESE SEC 36 T5S R20E.
43D 195944	IN ADDITION TO CONVEYANCE THROUGH THE HUNTER-RUSSETT DITCH, THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE HUNTER-RUSSETT DITCH INTERSECTS DRY CREEK IN THE NWNENW SEC 12 T6S R20E. THE TWO DIVERSIONS OUT OF DRY CREEK ARE LOCATED IN THE NWSESW SEC 1 T6S R20E AND GOVT LOT 10 NE SEC 1 T6S R20E.
43D 195945	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE HUNTER-RUSSETT DITCH INTERSECTS DRY CREEK IN THE NWNENW SEC 12 T6S R20E. THE TWO DIVERSIONS OUT OF DRY CREEK ARE LOCATED IN THE NWSESW SEC 1 T6S R20E AND GOVT LOT 10 NE SEC 1 T6S R20E.

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43D 197510	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE DUNCAN-AIKEN DITCH INTERSECTS DRY CREEK IN THE SWSNW SEC 20 T5S R21E. THE DIVERSIONS OUT OF DRY CREEK ARE LOCATED IN THE NWSNW SEC 20 T5S R21E AND THE SWSESE SEC 17 T5S R21E.
43D 198613	WATER PUMPED FROM THE SPRING IS PUMPED INTO AND CONVEYED THROUGH ROCKVALE DITCH TO THE PLACE OF USE. THE TOTAL COMBINED FLOW RATE FOR WATER RIGHTS 43D 198613-00 AND 43D 198614-00 SHALL NOT EXCEED 340.00 GPM.
43D 200099	THE FLOW RATE EQUALS 37.00 MINER'S INCHES.
43D 200099	THIS ROCK CREEK WATER RIGHT USES DRY CREEK AS A NATURAL CARRIER. THE CONSOLIDATED/HUNTER-NORTHY DITCH INTERSECTS DRY CREEK IN THE NENWNE SEC 22 T6S R20E. THE DIVERSION OUT OF DRY CREEK IS LOCATED IN THE SWSESE SEC 11 T6S R20E.
43D 206404	SPRING CREEK IS USED AS A NATURAL CARRIER TO CONVEY WATER DIVERTED FROM WEST FORK ROCK CREEK TO SECONDARY POINTS OF DIVERSION IN THE SWSESW AND NWSESW SEC 03 TWP 07S RGE 20E CARBON COUNTY.
43D 215831	CLAIM FILED LATE 07/02/1996. AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.
43D 216328	A COPY OF THE STIPULATION FILED ON SEP. 30, 1998 IS IN THE CLAIM FILE. THE STIPULATION SPECIFIES THE ADDITION OF THE FOLLOWING REMARK: THE FLOW RATE AND PRIORITY DATE OF THIS WATER RIGHT ARE SUBJECT TO A STIPULATION FILED WITH THE MONTANA WATER COURT. THIS WATER RIGHT IS SUBJECT TO A CALL FROM THE CITY OF RED LODGE. USE OF THIS WATER RIGHT SHALL BE DISCONTINUED WHEN THERE IS INSUFFICIENT WATER IN THE WEST FORK OF ROCK CREEK TO SATISFY EITHER JUNIOR OR SENIOR CLAIMS BELONGING TO THE CITY OF RED LODGE.

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<i>Water Right #</i>	<i>Remark</i>
43D 216329	A COPY OF THE STIPULATION FILED ON SEP. 30, 1998 IS IN THE CLAIM FILE. THE STIPULATION SPECIFIES THE ADDITION OF THE FOLLOWING REMARK: THE FLOW RATE AND PRIORITY DATE OF THIS WATER RIGHT ARE SUBJECT TO A STIPULATION FILED WITH THE MONTANA WATER COURT. THIS WATER RIGHT IS SUBJECT TO A CALL FROM THE CITY OF RED LODGE. USE OF THIS WATER RIGHT SHALL BE DISCONTINUED WHEN THERE IS INSUFFICIENT WATER IN THE WEST FORK OF ROCK CREEK TO SATISFY EITHER JUNIOR OR SENIOR CLAIMS BELONGING TO THE CITY OF RED LODGE.
43D 216330	A COPY OF THE STIPULATION FILED ON SEP. 30, 1998 IS IN THE CLAIM FILE. THE STIPULATION SPECIFIES THE ADDITION OF THE FOLLOWING REMARK: THE FLOW RATE AND PRIORITY DATE OF THIS WATER RIRGHT ARE SUBJECT TO A STIPULATION FILED WITH THE MONTANA WATER COURT. THIS WATER RIGHT IS SUBJECT TO A CALL FROM THE CITY OF RED LODGE. USE OF THIS WATER RIGHT SHALL BE DISCONTINUED WHEN THERE IS INSUFFICIENT WATER IN THE WEST FORK OF ROCK CREEK TO SATISFY EITHER JUNIOR OR SENIOR CLAIMS BELONGING TO THE CITY OF RED LODGE.
43D 216331	A COPY OF THE STIPULATION FILED ON SEP. 30, 1998 IS IN THE CLAIM FILE. THE STIPULATION SPECIFIES THE ADDITION OF THE FOLLOWING REMARK: THE FLOW RATE AND PRIORITY DATE OF THIS WATER RIGHT ARE SUBJECT TO A STIPULATION FILED WITH THE MONTANA WATER COURT. THIS WATER RIGHT IS SUBJECT TO A CALL FROM THE CITY OF RED LODGE. USE OF THIS WATER RIGHT SHALL BE DISCONTINUED WHEN THERE IS INSUFFICIENT WATER IN THE WEST FORK OF ROCK CREEK TO SATISFY EITHER JUNIOR OR SENIOR CLAIMS BELONGING TO THE CITY OF RED LODGE.
43D 30152599	THIS ROCK CREEK WATER RIGHT SOMETIMES USES DRY CREEK AS A NATURAL CARRIER. WHEN IT DOES, WATER IS DIVERTED FROM THE CONSOLIDATED/HUNTER-NORTHY DITCH INTO DRY CREEK IN THE NENWNE SEC 22, T6S, R20E AND DIVERTED FROM DRY CREEK BY A DIVERSION IN THE SWSESE SEC 11, T6S, R20E.