

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:** 76G 91893-00 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:**

WILLIAM L ROBINSON  
1380 GLACIER VIEW DR  
DEER LODGE, MT 59722-8805

OLIVE L ROBINSON  
1380 GLACIER VIEW DR  
DEER LODGE, MT 59722-8805

5 ROCKIN' MS ANGUS RANCH INC  
PO BOX 685  
BRIDGEPORT, TX 76426-0685

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

**Priority Date:** APRIL 1, 1876

**Enforceable Priority Date:** APRIL 1, 1876

PURSUANT TO A STIPULATION AND AGREEMENT FILED ON AUGUST 5, 2008 IN MONTANA WATER COURT CASES 76G-305 AND 76G-512, WATER RIGHT 76G 91893-00 IS TO BE ADMINISTERED AS SUBORDINATE (JUNIOR) TO USFS WATER RIGHT 76G 50622-00 SO LONG AS WATER IS BEING DIVERTED INTO THE PIPELINE THAT IS THE MEANS OF CONVEYANCE FOR USFS WATER RIGHT 76G 50622-00.

DECREE NO. 2749, DEER LODGE COUNTY, GIVES RIGHT OF 12TH USE.

**Type of Historical Right:** DECREED

**Purpose (use):** STOCK

**Maximum Flow Rate:**

**Maximum Volume:** THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

**Source Name:** SPRING, UNNAMED TRIBUTARY OF GRANITE CREEK

**Source Type:** SURFACE WATER

ALSO KNOWN AS GRANITE SPRINGS

**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		NENESE	4	6N	11W	POWELL

**Period of Diversion:** JUNE 15 TO OCTOBER 19

**Diversion Means:** LIVESTOCK DIRECT FROM SOURCE

**Period of Use:** JUNE 15 to OCTOBER 19

**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			NENESE	4	6N	11W	POWELL

USE OF THIS CLAIM OCCURS ON FEDERAL PUBLIC LAND. THIS RIGHT IS APPURTENANT TO THE FOLLOWING PRIVATE LANDS IN POWELL AND DEER LODGE COUNTIES:

IN TOWNSHIP 6 NORTH, RANGE 10 WEST, POWELL COUNTY, OWNED BY 5 ROCKIN' MS ANGUS RANCH, INC.: LOTS 1 THROUGH 4, E2NW, E2SW, E2 OF SECTION 7; SECTION 9; SECTION 10 LESS A TRACT IN NENE NORTH OF THE COUNTY ROAD; W2, NE, N2SE, SWSE OF SECTION 15; SECTION 17; E2, LOT 1 THROUGH 3, NENW, SENW, NESW OF SECTION 18.

IN TOWNSHIP 6 NORTH, RANGE 10 WEST, POWELL COUNTY, OWNED BY DOUGLAS S. TAMCKE AND LENA D. TAMCKE: SECTION 3 LESS TRACT A AS DEPICTED ON CERTIFICATE OF SURVEY 604FC, CONSISTING OF APPROXIMATELY 2.84 ACRES; E2, W2SW, SESW OF SECTION 4; SECTIONS 5 AND 6; CERTIFICATE OF SURVEY 604FC IN SECTIONS 3 AND 10.

IN TOWNSHIP 6 NORTH, RANGE 10 WEST, DEER LODGE COUNTY OWNED BY 5  
ROCKIN' MS ANGUS RANCH, INC.: N2, E2SE OF SECTION 20;SECTION 21.

**Geocodes/Valid:** 28-1479-04-1-01-02-0000 - Y

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**Remarks:**

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

WATER RIGHT OWNERSHIP UPDATE RECEIVED 01/30/91.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/23/00.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 41064 RECEIVED 08/15/2006.

OWNERSHIP UPDATE TYPE DOR # 102830 RECEIVED 08/27/2012.

ENTITLED TO ALL THE WATERS OF GRANITE CREEK, A TRIBUTARY OF RACETRACK CREEK, AFTER ALL SENIOR APPROPRIATORS HAVE BEEN SUPPLIED WITH WATER AS SET FORTH IN DECREE NO.2749 DEER LODGE COUNTY.

ON AUGUST 5, 2008 THE PARTIES IN CASE 76G-305 AND 76G-512 FILED A STIPULATION AND AGREEMENT WHICH INCLUDES A REQUEST TO CHANGE THE PRIORITY DATE INCLUDING TYPE OF RIGHT, POINT OF DIVERSION, AND PLACE OF USE. THIS HAS BEEN DEEMED AND DOCKETED AS THE CLAIMANTS' LATE OBJECTION TO THE PRIORITY DATE INCLUDING TYPE OF RIGHT, POINT OF DIVERSION AND PLACE OF USE AND WILL BE HEARD AFTER PROPER NOTICE ON THE NEXT OBJECTION LIST.