

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 91896-00 STATEMENT OF CLAIM
Version: 2 -- CHANGE AUTHORIZATION
Version Status: ACTIVE

THIS AUTHORIZATION IS LIMITED TO THE AMOUNT OF THE HISTORIC USE RECOGNIZED BY THE DEPARTMENT IN THIS PROCEEDING AS SUBJECT TO CHANGE, AND WILL THEREAFTER NOT EXCEED THAT AMOUNT. IF THE HISTORIC USE IS REDUCED UNDER ADJUDICATION PROCEEDINGS PURSUANT TO TITLE 85, CHAPTER 2, PART 2, MCA, THIS AUTHORIZATION WILL BE LIMITED TO A LESSER AMOUNT.

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

TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.

Priority Date: DECEMBER 31, 1871

Enforceable Priority Date: DECEMBER 31, 1871

12TH RIGHT, CASE NO. 404, DEER LODGE COUNTY.

Purpose (use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Maximum Flow Rate: 2.38 CFS

Historical Flow Rate: 2.38 CFS

Maximum Volume: 199.93 AC-FT

Climatic Area: 4 - MODERATELY LOW

Historical Diverted

Volume: 199.93 AC-FT

Historical Consumptive

Volume: 87.27 AC-FT

Maximum Acres: 1,759.00

Source Name: DEMPSEY CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWNWNE	4	6N	10W	POWELL

Period of Diversion: MARCH 1 TO NOVEMBER 14

Diversion Means: HEADGATE

Ditch Name: TAMCKE DITCH

2		NWSENE	4	6N	10W	POWELL
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Period of Diversion: MARCH 1 TO NOVEMBER 14

Diversion Means: HEADGATE

Ditch Name: DITCH NO. 3

3		NENENE	5	6N	10W	POWELL
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Period of Diversion: MARCH 1 TO NOVEMBER 14

Diversion Means: HEADGATE

Ditch Name: RYAN DITCH

4		NWSWNE	10	6N	10W	POWELL
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Period of Diversion: MARCH 1 TO NOVEMBER 14

Diversion Means: HEADGATE

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
5		NESWNE	32	7N	10W	POWELL

Period of Diversion: MARCH 1 TO NOVEMBER 14
Diversion Means: HEADGATE
Ditch Name: RYAN DITCH

6		SESESE	32	7N	10W	POWELL
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Period of Diversion: MARCH 1 TO NOVEMBER 14
Diversion Means: HEADGATE
Ditch Name: RYAN DITCH

7		NESWSE	32	7N	10W	POWELL
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Period of Diversion: MARCH 1 TO NOVEMBER 14
Diversion Means: HEADGATE
Ditch Name: RYAN DITCH

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWNWNW	9	6N	10W	POWELL

Diversion to Reservoir: DIVERSION # 1
Depth: 7.70 FEET
Surface Area: 5.00 ACRES
Current Capacity: 15.50 ACRE-FEET

SEVERAL POINTS OF DIVERSION ARE USED TO DIVERT WATER DOWN THE RYAN DITCH. THE RESERVOIR IS LOCATED ON A BRANCH OF RYAN DITCH; THEREFORE, WATER IS DIVERTED FROM MULTIPLE POINTS OF DIVERSION INTO THIS RESERVOIR.

Period of Use: MARCH 1 to NOVEMBER 14

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	160.00		NE	3	6N	10W	POWELL
2	96.50		NW	3	6N	10W	POWELL
3	91.00		SE	3	6N	10W	POWELL
4	60.00		SW	3	6N	10W	POWELL
5	40.70		NE	4	6N	10W	POWELL
6	146.00		SE	4	6N	10W	POWELL
7	120.00		SW	4	6N	10W	POWELL
8	107.50		E2E2	5	6N	10W	POWELL
9	570.00			9	6N	10W	POWELL
10	22.00		NE	10	6N	10W	POWELL
11	88.00		NW	10	6N	10W	POWELL
12	70.00		SE	10	6N	10W	POWELL
13	106.60		SW	10	6N	10W	POWELL
14	10.00		W2NWNE	15	6N	10W	POWELL
15	59.50		N2NW	15	6N	10W	POWELL
16	11.20		N2NENE	16	6N	10W	POWELL
Total:	1,759.00						

Geocodes/Valid: 28-1481-03-1-01-01-0000 - Y 28-1481-04-1-01-01-0000 - Y
28-1481-05-1-01-01-0000 - Y 28-1481-09-1-01-01-0000 - Y
28-1481-10-1-01-01-0000 - Y 28-1481-15-1-01-01-0000 - Y
28-1481-16-1-01-01-0000 - Y

Remarks:

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.

91883-00	91885-00	91886-00	91894-00	91895-00	91896-00	91897-00
91898-00	91899-00	91900-00	91901-00	91902-00	91903-00	91904-00
91905-00	91906-00	91908-00	91909-00	91910-00	91911-00	91913-00
91914-00	91924-00	91925-00	91926-00	91927-00		

DURING ANY FILLING OF THE POND, THE APPLICANT SHALL INSERT ONLY ONE STOP LOG, OF NO GREATER HEIGHT THAN 6 INCHES, AND ALLOW OVERFLOW TO BE ESTABLISHED OVER THAT STOP LOG

Remarks:

BEFORE ANOTHER IS PUT IN PLACE.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 01/30/1991.

WATER RIGHT OWNERSHIP UPDATE RECEIVED 03/23/2000.

OWNERSHIP UPDATE RECEIVED

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

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