

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 197552-00 STATEMENT OF CLAIM
Version: 2 -- REEXAMINED

Version Status: ACTIVE

Owners: PILATI, JULIUS L TRUST
PO BOX 606
RED LODGE, MT 59068

Priority Date: JULY 7, 1896

Enforceable Priority Date: JULY 7, 1896

Type of Historical Right: DECREED

Purpose (use): IRRIGATION

Irrigation Type: FLOOD

Maximum Flow Rate: 336.60 GPM

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 122.00

Source Name: ROCK 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		SEN	WNE 2	7S	20E	CARBON

Period of Diversion: APRIL 1 TO NOVEMBER 10

Diversion Means: HEADGATE

Ditch Name: CONSOLIDATED DITCH

Period of Use: APRIL 1 to NOVEMBER 10

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	38.00			SE 21	6S	20E	CARBON
2	84.00			N2 22	6S	20E	CARBON

Total: 122.00

Geocodes/Valid:		
	10-0446-21-4-02-01-0000 - Y	10-0446-21-4-02-02-0000 - Y
	10-0446-21-4-02-03-0000 - Y	10-0446-21-4-02-05-0000 - Y
	10-0446-22-1-03-01-0000 - Y	10-0446-22-2-01-01-0000 - Y
	10-0446-22-2-01-04-0000 - Y	10-0446-28-1-04-01-0000 - 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.

197548-00 197549-00 197552-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 06/19/1985: MAXIMUM ACRES, PLACE OF USE.

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 10/26/1990.

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 145518 RECEIVED 07/29/2010.

USE OF THE CONSOLIDATED DITCH/TAYLOR DITCH TO CONVEY WATER TO THE PLACE OF USE MAY BE QUESTIONABLE.