

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 211623-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE  
**Late Claim:** B

**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, 1888

**Enforceable Priority Date:** JUNE 30, 1973

CLAIM FILED LATE 10/29/85 . 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.

23RD RIGHT, CASE NO. 2249, DEER LODGE COUNTY.

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 1,683.00 GPM

**Maximum Volume:** 1,925.99 AC-FT

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 1,844.50

**Source Name:** RACETRACK CREEK

**Source Type:** SURFACE WATER

**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		SESWSW	16	6N	10W	POWELL

**Period of Diversion:** MARCH 1 TO NOVEMBER 14

**Diversion Means:** HEADGATE

**Ditch Name:** MORRISON DITCH

WATER FROM RACETRACK CREEK IS DIVERTED BY THE MORRISON DITCH TO SECONDARY POINTS OF DIVERSION ON DEMPSEY CREEK, NORTH FORK DEMPSEY CREEK, AND AN UNNAMED TRIBUTARY OF DEMPSEY CREEK.

SECONDARY POINTS OF DIVERSION LOCATED IN NESWNE SEC 32 TWP 07N RGE 10W, SESESE SEC 32 TWP 07N RGE 10W, NESWSE SEC 32 TWP 07N RGE 10W, SWNWNE SEC 04 TWP 06N RGE 10W, NWSENE SEC 04 TWP 06N RGE 10W, NWSWNE SEC 10 TWP 06N RGE 10W, AND NENENE SEC 05 TWP 06N RGE 10W POWELL CNTY.

**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	107.50		E2E2	5	6N	10W	POWELL
2	146.00		SE	4	6N	10W	POWELL
3	120.00		SW	4	6N	10W	POWELL
4	40.70		NE	4	6N	10W	POWELL
5	135.60		SW	10	6N	10W	POWELL
6	100.00		NW	10	6N	10W	POWELL
7	70.00		SE	10	6N	10W	POWELL

**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>
8	22.00		NE	10	6N	10W	POWELL
9	570.00			9	6N	10W	POWELL
10	11.20		N2NENE	16	6N	10W	POWELL
11	59.50		N2NW	15	6N	10W	POWELL
12	10.00		W2NWNE	15	6N	10W	POWELL
13	160.00		NE	3	6N	10W	POWELL
14	91.00		SE	3	6N	10W	POWELL
15	60.00		SW	3	6N	10W	POWELL
16	96.50		NW	3	6N	10W	POWELL
17	29.50		SWSE	5	6N	10W	POWELL
18	8.10		NWSE	5	6N	10W	POWELL
19	4.40		W2SESE	5	6N	10W	POWELL
20	2.50		SWNESE	5	6N	10W	POWELL
<b>Total:</b>	1,844.50						

**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:**

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

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.

CLAIM WAS NOT INCLUDED IN THE BASIN 76G TEMPORARY PRELIMINARY DECREE ISSUED 05/17/85.

CLAIM FILED LATE 10/29/85 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.