

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 14929-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** REX L TERNAN  
223 W BENCH RD  
ROBERTS, MT 59070  
  
GINA J TERNAN  
223 W BENCH RD  
ROBERTS, MT 59070  
  
9-G LAND AND CATTLE CO LLC  
C/O ROBERT & MARY FOGLESONG  
884 TIMBER CREEK DR  
COLUMBUS, MS 39702-8033  
  
LANE G TERNAN  
223 W BENCH RD  
ROBERTS, MT 59070

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

**Priority Date:** JUNE 23, 1898  
**Enforceable Priority Date:** JUNE 23, 1898

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 2.35 CFS

**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:** 277.00

**Source Name:** ROCK CREEK  
**Source Type:** SURFACE WATER

**Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	2	SE	2	7S	20E	CARBON

**Period of Diversion:** APRIL 1 TO OCTOBER 19

**Diversion Means:** HEADGATE

**Ditch Name:** CONSOLIDATED DITCH

**Period of Use:** APRIL 1 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	72.00		S2NE	23	6S	20E	CARBON
2	65.00		N2SE	23	6S	20E	CARBON
3	38.00		SE	23	6S	20E	CARBON
4	39.00		NESW	23	6S	20E	CARBON
5	28.00		SWNW	24	6S	20E	CARBON
6	35.00		NWSW	24	6S	20E	CARBON
<b>Total:</b>	277.00						

**Geocodes/Valid:** 10-0446-23-1-04-01-0000 - Y      10-0446-23-3-01-01-0000 - Y  
10-0446-23-4-01-01-0000 - Y      10-0446-23-4-01-03-0000 - Y  
10-0446-24-3-02-01-0000 - Y      10-0446-24-3-02-02-0000 - Y

**Remarks:**

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**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.

14928-00      14929-00

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

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 2280 RECEIVED 04/02/2002.

OWNERSHIP UPDATE TYPE 608 # 5479 RECEIVED 08/16/2002.

OWNERSHIP UPDATE TYPE 608 # 14526 RECEIVED 01/05/2004.

OWNERSHIP UPDATE TYPE DOR # 109719 RECEIVED 08/31/2012.