

STATE OF MONTANA  
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION  
1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

# GENERAL ABSTRACT

**A version with a more recent operating authority date exists. Contact DNRC for details.**

**Water Right Number:** 42B 30048491 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:** DIAMOND CROSS PROPERTIES LLC  
PO BOX 70  
BIG HORN, WY 82833

**Priority Date:** JUNE 1, 1894  
**Enforceable Priority Date:** JUNE 1, 1894

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

**Maximum Flow Rate:** 6.43 CFS  
THE STIPULATION FILED ON NOVEMBER 23, 2010 IN CASE 42B-64 INCLUDES A ROTATION AGREEMENT CONCERNING THE USE OF THIS WATER RIGHT. A COPY OF THE STIPULATION DETAILING THIS AGREEMENT HAS BEEN ADDED TO THE CLAIM FILE FOR REFERENCE.

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

**Climatic Area:** 2 - MODERATELY HIGH

**Maximum Acres:** 169.00

**Source Name:** TONGUE RIVER  
**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		NESWNE	22	7S	41E	ROSEBUD

**Period of Diversion:** MARCH 1 TO NOVEMBER 1  
**Diversion Means:** HEADGATE

2		NENESE	14	7S	41E	ROSEBUD
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**Period of Diversion:**  
**Diversion Means:** PUMP

**Period of Use:** MARCH 1 to NOVEMBER 1

**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	68.00		E2	11	7S	41E	ROSEBUD
2	25.00		W2NW	12	7S	41E	ROSEBUD
3	4.00		W2NW	13	7S	41E	ROSEBUD
4	72.00		NE	14	7S	41E	ROSEBUD

**Total:** 169.00

**Geocodes/Valid:** 29-0383-11-3-01-01-1493 - Y      29-0383-12-2-01-01-1342 - Y  
29-0383-13-3-01-01-1430 - Y      29-0383-14-1-01-01-1156 - Y

**Remarks:**

THIS SPLIT CLAIM WAS AUTHORIZED BY THE WATER COURT BASED ON INFORMATION IN CLAIM NO. 42B 152478-00.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE WATER COURT ORDER # 86130 RECEIVED 04/28/2011.