

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 36392-00 STATEMENT OF CLAIM  
**Version:** 2 -- REEXAMINED  
**Version Status:** ACTIVE

**Owners:** DZ RANCH LLC  
2800 N DALLAS PARKWAY, STE 100  
PLANO, TX 75093

**Priority Date:** JULY 7, 1896

**Enforceable Priority Date:** JULY 7, 1896

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 2.38 CFS

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

**Climatic Area:** 3 - MODERATE

**Maximum Acres:** 160.00

**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		SENWNE	2	7S	20E	CARBON

**Period of Diversion:** MAY 1 TO OCTOBER 15

**Diversion Means:** HEADGATE

**Ditch Name:** CONSOLIDATED DITCH

**Period of Use:** MAY 1 to OCTOBER 15

**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	8.20		SWSE	22	5S	20E	CARBON
2	67.60		NE	27	5S	20E	CARBON
3	7.80		NESE	27	5S	20E	CARBON
4	59.00		W2NW	26	5S	20E	CARBON
5	17.40		NWSW	26	5S	20E	CARBON
<b>Total:</b>	<b>160.00</b>						

**Geocodes/Valid:** 10-0533-22-4-03-01-0000 - Y      10-0533-26-2-02-01-0000 - Y  
10-0533-26-2-04-01-0000 - Y      10-0533-27-1-01-01-0000 - Y  
10-0533-27-1-04-01-0000 - 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.

36391-00      36392-00

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

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 38586 RECEIVED 04/17/2006.

OWNERSHIP UPDATE TYPE DOR # 151758 RECEIVED 03/17/2010.

CONVEYANCE TO THE PLACE OF USE CANNOT BE IDENTIFIED FROM INFORMATION IN THE CLAIM FILE. MAP SUBMITTED BY CLAIMANT IS INCOMPLETE.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

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**Remarks:**

THE CARBON COUNTY WATER RESOURCES SURVEY ( 1966 ) APPEARS TO INDICATE 53.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.

THE CARBON COUNTY WATER RESOURCES SURVEY ( 1946 ) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

USDA AERIAL PHOTOGRAPH NO. 179-57 , DATED 09/26/1980 APPEARS TO INDICATE 159.00 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.