2017 Commissioner Report De Rozier Creek Enforcement Area

COMMISSIONER REPORT

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name 001 **QUIRK DITCH**

Legal Description

Source

SWSESW 19 37N26W

DEROZIER CREEK

Enforceable Priority Date	Owner	Water Right #	Type	Use	Acres	Pod ID	Means	From - To	Cfs	Comments
18890417										
	QUIRK CATTLE CO	76D W 40711 00	DECR	IR	652	1*	HG	04 01 12 04	2	THIS CLAIM IS SUBJECT TO A PRIVA AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIF CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CAS FILE 76D-57.
18960626										
	QUIRK CATTLE CO	76D W 118107 00	DECR	IR	391	1	HG	04 01 11 04	1	THIS CLAIM IS SUBJECT TO A PRIVA AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIF CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CAS FILE 76D-57.
18990424										TILL 100-31.
	QUIRK CATTLE CO	76D W 134521 00	FILE	IR	391	1	HG	04 01 11 04	4	THIS CLAIM IS SUBJECT TO A PRIVA AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUI CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CAS FILE 76D-57.
19041112										FILE 100-31.
	QUIRK CATTLE CO	76D W 118103 00	USE	ХО		1	HG	11 01 04 04	4	THIS CLAIM IS SUBJECT TO A PRIVA AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUII CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CAS FILE 76D-57.
						Cfs To	tal For D	iv <i>e</i> rsion	11	

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name

Legal Description

Source

002 SECTION 18 DITCH NO. 1

SESWSE 18 37N26W

DEROZIER CREEK

Enforceable Priority Date	Owner	Water Right #	Type	Use	Acres	Pod ID	Means	From - To	Cfs	Comments
18890417	•									
	QUIRK CATTLE CO	76D W 40711 00	DECR	IR	652	3*	HG	04 01 12 04	2	THIS CLAIM IS SUBJECT TO A PRIVA AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIF CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CAS FILE 76D-57.
18930908	}									
	QUIRK CATTLE CO	76D W 118106 00	DECR	IR	236	1	HG	04 01 11 04	1.75	THIS CLAIM IS SUBJECT TO A PRIVA AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUII CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CAS FILE 760-57.
18960626	i									TILL 100-31.
	QUIRK CATTLE CO	76D W 118116 00	DECR	ST		1	FL	01 01 12 31		THIS CLAIM IS SUBJECT TO A PRIVA AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUII CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CAS FILE 76D-57.

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name 003

SECTION 18 DITCH NO. 2

Legal Description

NESWNE 18 37N26W

Source **DEROZIER CREEK**

Enforceable Priority Date	Owner	Water Right #	Type	Use	Acres	Pod ID	Means	From - To	Cfs	Comments
18890417	•									
18930908	QUIRK CATTLE CO	76D W 40711 00	DECR	IR	652	2*	HG	04 01 12 04	2	THIS CLAIM IS SUBJECT TO A PRIVAT AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIR CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CASFILE 76D-57.
1000000	QUIRK CATTLE CO	76D W 118105 00	DECR	IR	261	1	HG	04 01 12 04	1	THIS CLAIM IS SUBJECT TO A PRIVATAGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIR CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CAS FILE 76D-57.

Cfs Total For Diversion

3

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name CSLS001

Legal Description

SWNENW 30 37N26W

Source

COTTONWOOD SPRING

Enforceable Priority Date	Owner	Water Right #	Type	Use	Acres	Pod ID	Means	From - To	Cfs	Comments
1884101	5									
	QUIRK CATTLE CO	76D W 118126 00	USE	ST		1	LS	01 01 12 31		LIVESTOCK USE DIRECT FROM SPRING. THIS CLAIM IS SUBJECT TO PRIVATE AGREEMENT BETWEEN AL STODDARD, JAY STODDARD, & QUIF CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN THE CASE FILE 76D-57.

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name DC001 **RICH DITCH**

Legal Description

Source

SENENE

19 37N26W

DRY CREEK

Enforceable Priority Date	Owner	Water Right #	Type	Use	Acres	Pod ID	Means	From	ı - To	Cfs	Comments
18960626	3										
	STODDARD, JAY B	76D W 140703 00	DECR	IR	140	2*	HG	05 01	09 04	5	THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. SEE CASE FILE 76D-57. DECREE NO. 1614 LINCOLN COUNTY GRANTS CLAIMANT AT LEAST ONE CUBIC FOOT PER SECOND DURING ALL MONTHS OF THE YEAR EXCEPT. ILINE

Cfs Total For Diversion

5

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name **DC002**

SECTION 20 DITCH NO. 4

Legal Description

Source

NENENW

20 37N26W

DRY CREEK

5

Enforceable Priority Date	Owner	Water Right #	Type	Use	Acres	Pod ID	Means	From	ı - To	Cfs	Comments
18960626	•										
	STODDARD, JAY B	76D W 140703 00	DECR	IR	140	1*	HG	05 01	09 04	5	THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. SEE CASE FILE 76D-57. DECREE NO. 1614 LINCOLN COUNTY GRANTS CLAIMANT AT LEAST ONE CUBIC FOOT PER SECOND DURING ALL MONTHS OF THE YEAR EXCEPT JUNE.

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name

Legal Description

Source

DCUT1 001SP

SENENW

20 37N26W

SPRING, UNNAMED TRIBUTARY OF **DEROZIER CREEK**

Enforceable Priority Date 19470901	Owner	Water Right #	Туре	Use Acres	Pod ID	Means	From - 7	To Cfs	Comments
	STEMBERG, DOLA	76D W 214977 00	USE	ST	1	PL	01 01 12	31 .0	THE MEANS OF DIVERSION IS A PIPELINE.

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name FC001 **MOORE DITCH**

Legal Description

Source

SWSENW 8 37N26W

FALLON CREEK

Enforceable Pod Owner Water Right # Type Use Acres Means From - To Cfs Comments **Priority Date** 19740226

> MONTANA, STATE OF DEPT OF 76D P 3049 01 156.25 06 01 10 31 3.82 HG FISH WILDLIFE & PARKS

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name LS001

Legal Description

Source

N2NWSE

19 37N26W

DEROZIER CREEK

Enforceable Priority Date 18871231	Owner	Water Right #	Туре	Use	Acres	Pod ID	Means	From	ı - To	Cfs	Comments
	QUIRK CATTLE CO	76D W 118115 00	DECR	ST		3*	LS	01 01	12 31		TWO OF THE PODS ON THIS WATER RIGHT APPEAR TO HAVE LAND DESCRIPTION ERRORS. THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CASE FILE 76D-57.

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name LS002

Legal Description

Source

W2E2NE

19 37N26W

DEROZIER CREEK

						D 1					
Enforceable	Owner	Water Right #	Type	Use	Acres	Pod ID	Means	From -	To C	fs.	Comments
Priority Date						ID					
18871231											
	QUIRK CATTLE CO	76D W 118115 00	DECR	ST		2*	LS	01 01 12	2 31		TWO OF THE PODS ON THIS WATER RIGHT APPEAR TO HAVE LAND DESCRIPTION ERRORS. THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CASE FILE 76D-57.

Based on As Modified Temporary Preliminary Decree

Enforcement No.	Diversion Name	,
LS003		

Legal Description

Source

W2E2

18 37N26W

DEROZIER CREEK

Enforceable Priority Date 18871231	Owner	Water Right #	Туре	Use	Acres	Pod ID	Means	From	- To	Cfs	Comments
.00.120.	QUIRK CATTLE CO	76D W 118115 00	DECR	ST		1*	LS	01 01	12 31		TWO OF THE PODS ON THIS WATER RIGHT APPEAR TO HAVE LAND DESCRIPTION ERRORS. THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CASE FILE 76D-57.

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name RS001

SECTION 29 DITCH NO. 2

Legal Description

Source

SWNWNW 29 37N26W

RICHS SPRINGS

Enforceable Priority Date	Owner	Water Right #	Туре	Use	Acres	Pod ID	Means	From - To	Cfs	Comments
18920501										
	STODDARD, JAY B	76D W 140705 00	FILE	IR	115	5*	HG	04 15 10 19	.45	

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name RS002

SECTION 29 DITCH NO. 3

Legal Description

Source

SENWNW 29 37N26W

RICHS SPRINGS

Enforceable Priority Date	Owner	Water Right #	Туре	Use	Acres	Pod ID	Means	From - To	Cfs	Comments
18920501										
	STODDARD, JAY B	76D W 140705 00	FILE	IR	115	4*	HG	04 15 10 19	.45	

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name **RS003**

SECTION 20 DITCH NO. 1

Legal Description

Source

SESWSW 20 37N26W

RICHS SPRINGS

Enforceable Priority Date	Owner	Water Right #	Туре	Use	Acres	Pod ID	Means	From - To	Cfs	Comments
18920501	I									
	STODDARD, JAY B	76D W 140705 00	FILE	IR	115	3*	HG	04 15 10 19	.45	THE DIVERSION FEEDS A RESERVOIR

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name

SECTION 20 DITCH NO. 2 RS004

Legal Description

Source

NWSESW 20 37N26W

RICHS SPRINGS

Enforceable Priority Date	Owner	Water Right #	Type	Use	Acres	Pod ID	Means	From - To	Cfs	Comments
18920501	I									
	STODDARD, JAY B	76D W 140705 00	FILE	IR	115	2*	HG	04 15 10 19	.45	

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name

RS005 **SECTION 20 DITCH NO. 3** Legal Description

SENESW 20 37N26W

RICHS SPRINGS

Source

Enforceable Priority Date	Owner	Water Right #	Type	Use	Acres	Pod ID	Means	From	- To	Cfs	Comments
18920501											
	STODDARD, JAY B	76D W 140701 00	FILE	ST		3*	HF	01 01	12 31		THIS CLAIM IS SUBJECT TO A PRIVATI AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CASE FILE 76D-57.
	STODDARD, JAY B	76D W 140702 00	FILE	DM	1.5	2*	PA	01 01	12 31	.03	THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CASE FILE 76D-57.
	STODDARD, JAY B	76D W 140705 00	FILE	IR	115	6*	PA	04 15	10 19	.45	THE MEANS OF DIVERSION IS UNCLEAR. THE DIVERSION HAS BEEN PLACED AS CLAIMED.

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name RS006

Legal Description

SENESW 20 37N26W

Cfs Total For Diversion

RICHS SPRINGS

.48

Source

Enforceable Priority Date	Owner	Water Right #	Type	Use	Acres	Pod ID	Means	From - To	Cfs	Comments
18920501										
	STODDARD, JAY B	76D W 140701 00	FILE	ST		1*	PA	01 01 12 31		THIS CLAIM IS SUBJECT TO A PRIVA AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIF CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CAS FILE 76D-57.
	STODDARD, JAY B	76D W 140702 00	FILE	DM	1.5	1*	FL	01 01 12 31	.03	THIS CLAIM IS SUBJECT TO A PRIVAT AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIR CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CAS FILE 76D-57.
	STODDARD, JAY B	76D W 140705 00	FILE	IR	115	1*	PL	04 15 10 19	.45	THIS CLAIM IS SUBJECT TO A PRIVA AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIF CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CAS FILE 76D-57.

Tuesday, March 21, 2017

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^{*} Indicates multiple Points of Diversion

Based on As Modified Temporary Preliminary Decree

Enforcement No.	Diversion	Name
RSLS 001		

Legal Description

Source

NWNW

29 37N26W

RICHS SPRINGS

Enforceable Priority Date 18920501	Owner	Water Right #	Type	Use	Acres	Pod ID	Means	From - To	Cfs	Comments
	STODDARD, JAY B	76D W 140701 00	FILE	ST		2*	LS	01 01 12 31		THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CASE FILE 76D-57.

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name

UT1 001 SECTION 30 DITCH NO. 1

Legal Description

Source

NWSENE 30

30 37N26W

INDIAN CREEK DITCH

Enforceable Priority Date 18920501	Owner	Water Right #	Туре	Use	Acres	Pod ID	Means	From	ı - To	Cfs	Comments
	HARK, PEARL J	76D W 140171 00	FILE	IR	35	2*	HG	04 15	10 19	.25	A SOURCE NAME IS NOT LISTED ON THIS WATER RIGHT, BUT IT APPEARS TO BE A TRIBUTARY OF INDIAN CREEK THERE IS A SEPARATE AGREEMENT BETWEEN PEARL HARK AND QUIRK CATTLE CO WHICH CAN BE SEEN IN THE FINDINGS OF FACT/CONCLUSION OF LAW FOR THIS CLAIM.

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name

UT1 002 SECTION 30 DITCH NO. 2

Legal Description

Source

NWSENE 30 37N26W

INDIAN CREEK DITCH

Enforceable Priority Date 18920501	Owner	Water Right #	Туре	Use	Acres	Pod ID	Means	From	ı - To	Cfs	Comments
	HARK, PEARL J	76D W 140171 00	FILE	IR	35	3*	HG	04 15	10 19	.25	A SOURCE NAME IS NOT LISTED ON THIS WATER RIGHT, BUT IT APPEARS TO BE A TRIBUTARY OF INDIAN CREEK THERE IS A SEPARATE AGREEMENT BETWEEN PEARL HARK AND QUIRK CATTLE CO WHICH CAN BE SEEN IN THE FINDINGS OF FACT/CONCLUSION OF LAW FOR THIS CLAIM.

Based on As Modified Temporary Preliminary Decree

Enforcement No.	Diversion	Name
UT1 003		

Legal Description

Source

NESENE

30 37N26W

INDIAN CREEK DITCH

Enforceable Priority Date 18920501	Owner	Water Right #	Туре	Use	Acres	Pod ID	Means	From	ı - To	Cfs	Comments
1092030	HARK, PEARL J	76D W 140171 00	FILE	IR	35	4*	HG	04 15	10 19	.25	A SOURCE NAME IS NOT LISTED ON THIS RIGHT, BUT IT APPEARS TO BE A TRIBUTARY OF INDIAN CR. THE MEANS OF DIVERSION OR CONVEYANCE MAY BE A PIPELINE THERE IS A SEPARATE AGREEMENT BETWEEM PEARL HARK AND QUIRK CATTLE CO WHICH CAN BE SEEN IN THE CLAIM FILE.

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name

UT1 004 SECTION 29 DITCH NO. 1

Legal Description

Source

SWNWNW 29 37N26W INDIAN CREEK DITCH

Enforceable Priority Date 18920501	Owner	Water Right #	Type	Use	Acres	Pod ID	Means From - To	Cfs	Comments
	HARK, PEARL J	76D W 140171 00	FILE	IR	35	1*	HG 04 15 10 19	.25	A SOURCE NAME IS NOT LISTED ON THIS RIGHT, BUT IT APPEARS TO BE A TRIBUTARY OF INDIAN CR. THE MEANS OF DIVERSION OR CONVEYANCE MAY BE A PIPELINE THERE IS A SEPARATE AGREEMENT BETWEEM PEARL HARK AND QUIRK CATTLE CO WHICH CAN BE SEEN IN THE CLAIM FILE.

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name

UT2 001 SECTION 17 DTCH NO. 1

Legal Description

SENWSW 17 37N26W

UNNAMED TRIBUTARY OF DEROZIER

CREEK

Source

Enforceable Priority Date 18990829	Owner	Water Right #	Type	Use	Acres	Pod ID	Means	From - To	Cfs	Comments
	BERNHARD, CECIL L FAGERLIE, RICHARD D	76D W 141387 00	USE	IR	55	2*	HG	05 01 10 19	1.38	THERE MAY BE A SOURCE NAME ERROR; THE SOURCE DOES NOT APPEAR TO BE GROUNDWATER. THIS RIGHT MAY BE USED ON ANY OF THE DESCRIBED LAND, AS LONG AS NOT MORE THAN TWENTY ACRES ARE IRRIGATED AT ANY ONE TIME.

Based on As Modified Temporary Preliminary Decree

Enforcement No. Diversion Name UT3 001

Legal Description

Source

NENENW 17 37N26W **UNNAMED TRIBUTARY OF DEROZIER CREEK**

Enforceable Priority Date	Owner	Water Right #	Туре	Use	Acres	Pod ID	Means	From	- To	Cfs	Comments
19721025											
	GLAZE, DONALD E	76D W 140309 00	FILE	DM	.5	1	FL	01 01	12 31	.06	THE DIVERSION MEANS IS UNCLEAR, BUT MAY BE A PIPELINE. THERE'S A
OS'	GLAZE, JAMIE L										GENTLEMAN'S AGREEMENT REGARDING THIS CLAIM IN THE WATER COURT FILE. AS BETWEEN THE OWNER OF THIS CLAIM, QUIRK CATTLE CO & EITHER PARTIES SUCCESSORS, THIS CLAIM SHALL HAVE PRIORITY.
	OSTERBERG, BETTY										
	OSTERBERG, CHARLES										