

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 127620-00 STATEMENT OF CLAIM

**Version:** 3 -- POST DECREE

**Version Status:** ACTIVE

**Owners:**

DENNIS L DAKOLIOS  
254 UPPER PRAIRIE DOG RD  
BANNER, WY 82832-9732

JODEE L DAKOLIOS  
254 UPPER PRAIRIE DOG RD  
BANNER, WY 82832-9732

UELAND RANCHES INC  
PO BOX 127  
RAMSAY, MT 59748-0127

LESLIE A GIVEN  
1746 WILLOW GLEN RD  
ANACONDA, MT 59711-9710

DAVID J GIVEN  
1746 WILLOW GLEN RD  
ANACONDA, MT 59711-9710

TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS UPON REQUEST OF THE OWNERS.

**Priority Date:** MAY 19, 1885

**Enforceable Priority Date:** MAY 19, 1885

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 8.60 CFS

**Maximum Volume:** 1,634.40 AC-FT

**Climatic Area:** 5 - LOW

**Maximum Acres:** 227.00

**Source Name:** MILL 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		NWSENE	24	4N	11W	DEER LODGE

**Period of Diversion:** APRIL 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

2		SENE	17	4N	10W	DEER LODGE
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**Period of Diversion:** APRIL 1 TO SEPTEMBER 30

**Diversion Means:** HEADGATE

**Ditch Name:** ACM DITCH NO. 2

**Period of Use:** APRIL 1 to SEPTEMBER 30

**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	45.00		W2	16	4N	10W	DEER LODGE
2	142.00		NW	21	4N	10W	DEER LODGE
3	40.00		NWSW	21	4N	10W	DEER LODGE

**Total:** 227.00

**Geocodes/Valid:** 30-1286-16-3-01-01-0000 - Y      30-1286-16-3-03-01-0000 - Y  
30-1286-21-2-01-01-0000 - Y      30-1286-21-2-01-02-0000 - Y  
30-1286-21-2-01-04-0000 - Y      30-1286-21-2-01-09-0000 - Y  
30-1286-21-2-02-01-0000 - 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.

27918-00	32367-00	32368-00	32370-00	32371-00	32372-00	32374-00
32375-00	32376-00	32377-00	32378-00	32379-00	32380-00	32381-00
32382-00	32383-00	32384-00	32385-00	32386-00	32387-00	32388-00
32390-00	32391-00	126501-00	127610-00	127611-00	127612-00	127613-00
127614-00	127615-00	127616-00	127617-00	127618-00	127619-00	127620-00
127621-00	127622-00	127623-00	127624-00	127626-00	127627-00	127629-00
127630-00	127631-00	127632-00	127633-00	127634-00	127635-00	127636-00
127637-00	127638-00	127639-00	127640-00	127641-00	127642-00	127643-00
127644-00	127645-00	127646-00				

THE POINT OF DIVERSION WAS AMENDED BY THE WATER COURT PURSUANT TO SECTION 85-2-233(6), MCA.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/09/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 04/28/95.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/28/95.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/25/97.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/18/97.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/27/97.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 26790 RECEIVED 11/21/2005.

OWNERSHIP UPDATE TYPE DOR # 90022 RECEIVED 06/29/2009.

OWNERSHIP UPDATE TYPE DOR # 84781 RECEIVED 07/24/2009.

OWNERSHIP UPDATE TYPE DOR # 113159 RECEIVED 08/09/2013.

A LATE OBJECTION HAS BEEN FILED TO THE POINT OF DIVERSION ID 1 OF THIS WATER RIGHT CLAIM. IT WILL BE RESOLVED DURING THE ADJUDICATION OF OBJECTIONS TO THE PRELIMINARY DECREE.