

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:** 76H 157324-00 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

**Owners:**

WANDA E DAKOLIOS  
664 MY LN  
HAMILTON, MT 59840-9116

ERNEST R DAKOLIOS SR  
664 MY LN  
HAMILTON, MT 59840-9116

KATHLEEN M GERHARD  
2636 SENECA  
VICTOR, MT 59875

THOMAS J GERHARD  
2724 WHITES RD  
VICTOR, MT 59875

ELIZABETH HARDEMAN  
2682 MERIDIAN RD  
VICTOR, MT 59875

HOWARD HARDEMAN  
2682 MERIDIAN RD  
VICTOR, MT 59875

DAVID T STEVENSON  
PO BOX 630  
STEVENSVILLE, MT 59870

KAY L STEVENSON  
PO BOX 630  
STEVENSVILLE, MT 59870

DANIEL L REED  
2628 SENECA TRAIL  
VICTOR, MT 59875

NANCY J REED  
2628 SENECA TRAIL  
VICTOR, MT 59875

JOSEPH P SIEBENALER  
2636 SENECA TRAIL  
VICTOR, MT 59875

BECKY FLEMING-SIEBENALER  
2636 SENECA TRAIL  
VICTOR, MT 59875

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

**Priority Date:** JULY 31, 1947

**Enforceable Priority Date:** JULY 31, 1947

**Type of Historical Right:** USE

**Purpose (use):** STOCK

**Maximum Flow Rate:**

NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM.

**Maximum Volume:** THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCKWATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

**Source Name:** WASTE & SEEPAGE, UNNAMED TRIBUTARY OF SWEATHOUSE 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		N2SW	25	8N	21W	RAVALLI

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

**Ditch Name:** GOULD-WILLIAMSON DITCH

2		N2SE	25	8N	21W	RAVALLI
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**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** HEADGATE

WASTE WATER COLLECTS IN THE GROFF WASTEWATER DRAIN DITCH AND FLOWS INTO THE GOULD-WILLIAMSON DITCH IN SECTION 25, T08N, R21W, RAVALLI COUNTY.

CX01 01-GOULD-WILLIAMSON DITCH

**Period of Use:** JANUARY 1 to DECEMBER 31

**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			W2NESE	19	8N	20W	RAVALLI
2			NWSE	19	8N	20W	RAVALLI
3			E2SW	19	8N	20W	RAVALLI
4		3	NWSW	19	8N	20W	RAVALLI
5		4	E2SWSW	19	8N	20W	RAVALLI

<b>Geocodes/Valid:</b>	13-1666-19-1-01-01-0000 - Y	13-1666-19-1-01-06-0000 - Y
	13-1666-19-1-01-10-0000 - Y	13-1666-19-2-01-11-0000 - Y
	13-1666-19-2-01-20-0000 - Y	13-1666-19-2-01-22-0000 - Y
	13-1666-19-2-01-23-0000 - Y	13-1666-19-2-01-24-0000 - Y
	13-1666-19-2-01-25-0000 - Y	13-1666-19-2-01-26-0000 - Y
	13-1666-19-2-01-27-0000 - Y	13-1666-19-2-01-28-0000 - Y

**Remarks:**

THIS CLAIM IS SUBJECT TO THE TERMS OF A STIPULATION FILED IN WATER COURT CASE 76HF-196 ON AUGUST 30, 2002. UNDER THE TERMS OF THAT STIPULATION, THE TOTAL COMBINED FLOW RATE FOR CLAIMS 76H-W-148114-00, 76H-W-148123-00, 76H-W-157315-00, AND 76H-W-157324-00 FOR USE IN SECTION 19, T08N, R20W, RAVALLI COUNTY CANNOT EXCEED 3.93 CFS.

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

THE WATER RIGHTS LISTED FOLLOWING THIS STATEMENT ARE MULTIPLE USES OF THE SAME RIGHT. THE USE OF THIS RIGHT FOR SEVERAL PURPOSES DOES NOT INCREASE THE EXTENT OF THE WATER RIGHT. RATHER IT DECREES THE RIGHT TO ALTERNATE AND EXCHANGE THE USE (PURPOSE) OF THE WATER IN ACCORD WITH HISTORICAL PRACTICES. 157315-00, 157324-00.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 19909 RECEIVED 03/11/2005.  
 OWNERSHIP UPDATE TYPE 608 # 24717 RECEIVED 09/07/2005.  
 OWNERSHIP UPDATE TYPE 608 # 49210 RECEIVED 09/17/2007.  
 OWNERSHIP UPDATE TYPE DOR # 133368 RECEIVED 05/15/2015.  
 OWNERSHIP UPDATE TYPE DOR # 138680 RECEIVED 11/09/2015.