

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 32374-00 STATEMENT OF CLAIM  
**Version:** 4 -- 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  
  
JOSEPH L JANY  
11084 MT HIGHWAY 1  
ANACONDA, MT 59711-2182  
  
JOSHUA D JANY  
11084 MT HIGHWAY 1  
ANACONDA, MT 59711-2182

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

**Priority Date:** JUNE 20, 1871  
**Enforceable Priority Date:** JUNE 20, 1871

**Type of Historical Right:** DECREED

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

**Maximum Flow Rate:** 25.00 CFS

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

**Climatic Area:** 5 - LOW  
**Maximum Acres:** 1,421.00

**Source Name:** MILL CREEK  
**Source Type:** SURFACE WATER

**Point of Diversion and Means of Diversion:**

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SE	SW	18	4N	10W DEER LODGE

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

2		SE	NW		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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	50.00		NW	20	4N	10W	DEER LODGE
2	290.00		E2	20	4N	10W	DEER LODGE
3	614.00			21	4N	10W	DEER LODGE
4	168.00		W2	22	4N	10W	DEER LODGE
5	110.00		NW	27	4N	10W	DEER LODGE
6	11.00		E2NESW	20	4N	10W	DEER LODGE
7	10.00		W2W2NE	27	4N	10W	DEER LODGE
8	146.00		N2	28	4N	10W	DEER LODGE
9	22.00		NENE	29	4N	10W	DEER LODGE
<b>Total:</b>	1,421.00						

<b>Geocodes/Valid:</b>		
30-1286-20-1-01-01-0000 - Y		30-1286-20-2-01-01-0000 - Y
30-1286-21-1-01-01-0000 - 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
30-1286-22-3-02-01-0000 - Y		30-1286-22-3-02-02-0000 - Y
30-1286-22-3-02-03-0000 - Y		30-1286-22-3-02-04-0000 - Y
30-1286-22-3-02-05-0000 - Y		30-1286-27-1-01-01-0000 - Y
30-1286-27-1-01-02-0000 - Y		30-1286-27-2-01-01-0000 - Y
30-1286-28-1-01-01-0000 - Y		30-1286-28-1-02-01-0000 - Y
30-1286-28-2-01-01-0000 - 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 10/10/90.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/20/82.

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 # 123452 RECEIVED 03/02/2011.

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

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**Remarks:**

THIS CLAIM AND THE CLAIM NUMBERS LISTED FOLLOWING THIS STATEMENT ARE FILED ON THE SAME FORMERLY DECREED WATER RIGHT. THESE CLAIMS, HOWEVER, SHALL NOT EXCEED THE 1000 MINER'S INCHES AS DECREED IN CASE NO. 5060 IN DEER LODGE COUNTY. THE COURT, AT THIS TIME, MAKES NO DETERMINATION OF CORRECT PREDECESSORS IN INTEREST OR THE CORRECT DIVISION OF THIS WATER AMONG CLAIMANTS. W032374-00, W127628-00.