

Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389
1-800-624-3270
(406) 586-4364
watercourt@mt.gov

IN THE WATER COURT OF THE STATE OF MONTANA
LOWER MISSOURI DIVISION
JUDITH RIVER BASIN (41S)
PRELIMINARY DECREE

CLAIMANTS: Carla J. Dennison; Douglas M. Miller; Richard
(Rick) T. Miller; Terence (Terry) A. Miller;
Thomas E Miller; Kolstad Livestock Co.;
Richard T Miller

CASE 41S-0804-R-2024

41S 162209-00

41S 162210-00

41S 162211-00

41S 162212-00

NOTICE OF FILING OF MASTER’S REPORT

This Master’s Report was filed with the Montana Water Court on the above-stamped date. Please review this report carefully.

You may file a written objection to this Master’s Report within **10 days** of the stamped date if you disagree or find errors with the Master’s findings of fact, conclusions of law, or recommendations. Rule 23, W.R.Adj.R. If the Master’s Report was mailed to you, the Montana Rules of Civil Procedure allow an additional 3 days be added to the 10-day objection period. Rule 6(d), M.R.Civ.P. If you file an objection, you must serve a copy of the objection to all parties on the service list found at the end of the Master’s Report. The original objection and a certificate of mailing to all parties on the service list must be filed with the Water Court.

If you do not file a timely objection, the Water Court will conclude that you agree with the content of this Master’s Report.

MASTER'S REPORT

FINDINGS OF FACT

1. Claims 41S 162209-00, 41S 162210-00, 41S 162211-00, and 41S 162212-00 were decreed with DNRC issue remarks:

41S 162209-00:

- THE MAXIMUM NUMBER OF ACRES CLAIMED ON THE ORIGINAL STATEMENT OF CLAIM IS 60.00 ACRES. THE DNRC'S RE-EXAMINATION WAS OF THESE ORIGINAL CLAIMED ACRES.
- THE MEANS OF DIVERSION DOES NOT APPEAR TO BE STANDARDIZED. THE MEANS OF DIVERSION APPEARS TO BE A PUMP.
- FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
- THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
- USDA AERIAL PHOTOGRAPH NO(S). 30027-278-198 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

41S 162210-00:

- USDA AERIAL PHOTOGRAPH NO(S). 30027-278-198 AND 30027-278-208 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.

41S 162211-00:

- THE CLAIMED MEANS OF DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
- FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
- THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
- USDA AERIAL PHOTOGRAPH NO(S). 30027-278-208 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
- THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
- THE MAXIMUM COMBINED ACRES FOR THIS GROUP OF SUPPLEMENTAL CLAIMS MAY REQUIRE MODIFICATION PENDING RESOLUTION OF MAXIMUM IRRIGATED ACRES ISSUE.

41S 162212-00:

- THE CLAIMED MEANS OF DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.
- FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.
- THE FERGUS COUNTY WATER RESOURCES SURVEY (1970) APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
- USDA AERIAL PHOTOGRAPH NO(S). 30027-278-198 , DATED 09/25/1979 , APPEARS TO INDICATE 0.00 ACRES IRRIGATED.
- THE POINT OF DIVERSION MAY BE INCORRECT. THE LOCATION OF THE DIVERSION CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

The claims were also decreed with a supplemental rights issue remark.

2. Claimants Carla J. Dennison, Douglas M. Miller, Richard (Rick) T. Miller, Richard T. Miller, Terence (Terry) A. Miller, Thomas E. Miller, and an authorized representative of Kolstad Livestock Inc. (the Claimants) were ordered to meet with a DNRC employee to address the unresolved issue remarks decreed on claims 41S 162209-00, 41S 162210-00, 41S 162211-00, and 41S 162212-00.

3. DNRC Water Resource Specialist Carli Bluhm filed a Memorandum indicating a DNRC employee met with claimants Douglas Miller, a representative for Richard Miller, and Terence Miller the week of August 5, 2024, and spoke with the Kolstad Livestock Co. on September 3, 2024. (Doc.1 3.00). Ms. Bluhm indicated she reviewed a 1979 aerial photograph and the Fergus County Water Resources Survey field notes to prepare the Memorandum. Maps and proposed abstracts were attached to the Memorandum.

4. **41S 162209-00** (Carla J. Dennison, Douglas M. Miller, Richard (Rick) T. Miller, Terence (Terry) A. Miller, Thomas E. Miller, Kolstad Livestock Co.): Ms. Bluhm reported that DNRC found evidence of irrigation on 18.00 acres and recommended the following modifications be made to the claim:

Flow Rate: 306.00 GPM ~~1.14 CFS~~

Maximum Acres: 18.00 ~~30.00~~

Point of Diversion and Means of Diversion:

ID	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1		E2NE	25	14N	18E	FERGUS

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: ~~PUMP/FLOOD-AND-DIKE~~

POINT OF DIVERSION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.

Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1	18.00 30.00		E2NE	25	14N	18E	FERGUS
Total:		30.00 18.00					

1 “Doc.” numerical references correlate to case file docket numbers in the Water Court’s Full Court case management system.

Ms. Bluhm noted that “The claimant agreed to the DNRC’s finding of 18 acres of irrigation.” However, Ms. Bluhm did not indicate *which* Claimant agreed with her recommendation.

5. **41S 162210-00** (Carla J. Dennison, Douglas M. Miller, Ellen M. Miller, Richard T. Miller, Richard (Rick) T. Miller, Terence (Terry) A. Miller, Thomas E. Miller, Kolstad Livestock Co.): Regarding claim 41S 162210-00, Ms. Bluhm identified 52.00 acres of historical irrigation at the claimed place of use:

Maximum Acres: 52.00 ~~130.00~~

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	10.00		NE	36	14N	18E	FERGUS
2	30.00		W2	34	14N	19E	FERGUS
3	32.50 30.00		E2	24	14N	18E	FERGUS
4	19.50 60.00		E2	25	14N	18E	FERGUS
Total:	130.00	52.00					

6. **41S 162211-00** (Kolstad Livestock Co.): Ms. Bluhm stated that no irrigation could be located at the claimed place of use and Claimant Kolstad Livestock Co. agreed that claim 41S 162211-00 should be dismissed. However, no withdrawal of claim documents were collected by the DNRC.

7. **41S 162212-00** (Carla J. Dennison, Douglas M. Miller, Ellen M. Miller, Richard T. Miller, Richard (Rick) T. Miller, Terence (Terry) A. Miller, Thomas E. Miller, Kolstad Livestock Co.): Ms. Bluhm indicated that she identified 9.00 acres as historically irrigated. Additionally, Ms. Bluhm confirmed the location of the point of diversion. According to Ms. Bluhm, the following modifications should be made to claim 41S 162212-00:

Flow Rate: 153.00 GPM ~~1.33 CFS~~

Maximum Acres: 9.00 ~~35.00~~

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		SESESE	25	14N	18E	FERGUS
Period of Diversion:	JANUARY 1 TO DECEMBER 31					
Diversion Means:	PUMP/ FLOOD-AND-DIKE					

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	9.00 45.00		SE	24	14N	18E	FERGUS
2	20.00		E2	25	14N	18E	FERGUS
Total:	35.00	9.00					

6. To determine if the Claimants agreed with the recommended changes, an Order was issued setting a deadline for the Claimants to agree or disagree with the changes recommended by Mr. Ahlgren. The Order indicated that if nothing were filed by the deadline, this Water Master would conclude the Claimants agreed with the recommended changes, including dismissing claim 41S 162211-00. The following language was included in the Order:

Failure to comply with the terms of this Order may result in sanctions, up to and including entry of default and termination of a water right claim or dismissal of objections. Rule 22, W.R.Adj.R.

Nothing was filed.

PRINCIPLES AND CONCLUSIONS OF LAW

1. The Water Court must address all issue remarks decreed on a claim. Section 85-2-248, MCA.
2. A properly filed Statement of Claim for an existing water right is prima facie proof of its content. Section 85-2-227, MCA. This prima facie validity may be overcome by evidence showing that one or more elements of the claim are incorrect. This standard of proof applies to objectors or claimants objecting to their own water right claims. Rule 19, W.R.Adj.R., *Nelson v. Brooks*, 2014 MT 120; 375 Mont.86, 95; 329 P.3d 558, 564.
3. The issue remarks decreed on claims 41S 162209-00, 41S 162210-00, 41S 162211-00, and 41S 162212-00 indicating the “maximum combined acres for this group of supplemental claims may require modification...” is not relevant because supplemental rights remarks on claims no longer include a quantified acreage figure.

RECOMMENDATIONS

1. Claim 41S 162209-00 should be modified as follows:

Flow Rate: 306.00 GPM 1.14 CFS

Maximum Acres: 18.00 30.00

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		E2NE	25	14N	18E	FERGUS

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: ~~PUMP/FLOOD-AND-DIKE~~

POINT OF DIVERSION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.

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	18.00 30.00		E2NE	25	14N	18E	FERGUS

Total: 30.00 18.00

Claim 41S 162210-00 should be modified as follows:

Maximum Acres: 52.00 130.00

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>
4	40.00		NE	36	14N	18E	FERGUS
2	30.00		W2	34	14N	18E	FERGUS
3	32.50 30.00		E2	24	14N	18E	FERGUS
4	19.50 60.00		E2	25	14N	18E	FERGUS

Total: 130.00 52.00

Claim 41S 162211-00 should be dismissed. And claim 41S 162212-00 should be modified as follows:

Flow Rate: 153.00 GPM 1.33 CFS

Maximum Acres: 9.00 35.00

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		SESESE	25	14N	18E	FERGUS

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: ~~PUMP/FLOOD-AND-DIKE~~

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	9.00 15.00		SE	24	14N	18E	FERGUS
2	20.00		E2	25	14N	18E	FERGUS

Total: 35.00 9.00

2. The issue remarks should be removed from claims 41S 162209-00, 41S 162210-00, 41S 162211-00, and 41S 162212-00.

Abstracts are attached for review.

ELECTRONICALLY SIGNED AND DATED BELOW.

Service via USPS Mail:

Carla J. Dennison
PO Box 679
Lewistown, MT 59457-0679

Douglas M. Miller
4691 Castle Butte Rd
Lewistown, MT 59457

Richard (Rick) T. Miller
1621 Flower Hills Rd
Lewistown, MT 59457-8737

Terence (Terry) A. Miller
5456 Castle Butte Rd
Lewistown, MT 59457-8736

Thomas E Miller
377 Flower Hills Rd
Lewistown, MT 59457

Kolstad Livestock Co.
PO Box 405
Lewistown, MT 59457

Richard T Miller
C.O. 4691 Castle Butte Rd
Lewistown, MT 59457

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
JUDITH RIVER
BASIN 41S**

Water Right Number: 41S 162209-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners:

CARLA J DENNISON
PO BOX 827
LEWISTOWN, MT 59457

DOUGLAS M MILLER
4691 CASTLE BUTTE RD
LEWISTOWN, MT 59457

RICHARD (RICK) T MILLER
1621 FLOWER HILLS RD
LEWISTOWN, MT 59457-8737

TERENCE (TERRY) A MILLER
5456 CASTLE BUTTE RD
LEWISTOWN, MT 59457-8736

THOMAS E MILLER
377 FLOWER HILLS RD
LEWISTOWN, MT 59457

KOLSTAD LIVESTOCK CO
PO BOX 405
LEWISTOWN, MT 59457

Priority Date: OCTOBER 14, 1889

Type of Historical Right: FILED

Purpose (Use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 306.00 GPM

Volume: 138.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 18.00

Source Name: CASTLE 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		E2NE	25	14N	18E	FERGUS

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

POINT OF DIVERSION IS MOVEABLE ALL ALONG SOURCE WITHIN LEGAL LAND DESCRIPTION.

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	18.00		E2NE	25	14N	18E	FERGUS
Total:	18.00						

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.

162209-00 162210-00 162211-00 162212-00

POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
JUDITH RIVER
BASIN 41S

Water Right Number: 41S 162210-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners:

CARLA J DENNISON
PO BOX 827
LEWISTOWN, MT 59457

DOUGLAS M MILLER
4691 CASTLE BUTTE RD
LEWISTOWN, MT 59457

ELLEN M MILLER
5456 CASTLE BUTTE RD
LEWISTOWN, MT 59457-8736

RICHARD T MILLER
C.O. 4691 CASTLE BUTTE RD
LEWISTOWN, MT 59457

RICHARD (RICK) T MILLER
1621 FLOWER HILLS RD
LEWISTOWN, MT 59457-8737

TERENCE (TERRY) A MILLER
5456 CASTLE BUTTE RD
LEWISTOWN, MT 59457-8736

THOMAS E MILLER
377 FLOWER HILLS RD
LEWISTOWN, MT 59457

KOLSTAD LIVESTOCK CO
PO BOX 405
LEWISTOWN, MT 59457

Priority Date: DECEMBER 31, 1919

Type of Historical Right: USE

Purpose (Use): IRRIGATION

Irrigation Type: FLOOD

***Flow Rate:** NO FLOW RATE HAS BEEN DECREED FOR THIS NATURAL OVERFLOW METHOD OF IRRIGATION.

Volume: 247.00 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 52.00

Source Name: UNNAMED TRIBUTARY OF CASTLE CREEK

Source Type: SURFACE WATER

Source Name: SUBIRRIGATION, UNNAMED TRIBUTARY OF CASTLE 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		E2	25	14N	18E	FERGUS

Source Name: SUBIRRIGATION, UNNAMED TRIBUTARY OF CASTLE CREEK

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: FLOWING

2		E2	24	14N	18E	FERGUS
---	--	----	----	-----	-----	--------

Source Name: SUBIRRIGATION, UNNAMED TRIBUTARY OF CASTLE CREEK

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: FLOWING

3		W2	31	14N	19E	FERGUS
---	--	----	----	-----	-----	--------

Source Name: SUBIRRIGATION, UNNAMED TRIBUTARY OF CASTLE CREEK

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: FLOWING

4		NE	36	14N	18E	FERGUS
---	--	----	----	-----	-----	--------

Source Name: UNNAMED TRIBUTARY OF CASTLE CREEK

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: FLOWING

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	32.50		E2	24	14N	18E	FERGUS
2	19.50		E2	25	14N	18E	FERGUS
Total:	<u>52.00</u>						

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.

162209-00 162210-00 162211-00 162212-00

**POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
JUDITH RIVER
BASIN 41S**

Water Right Number: 41S 162211-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: **DISMISSED**

Owners: KOLSTAD LIVESTOCK CO
PO BOX 405
LEWISTOWN, MT 59457

Priority Date:

Type of Historical Right:

Purpose (Use): IRRIGATION

Flow Rate:

Volume:

Source Name: CASTLE CREEK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

Period of Use:

Place of Use:

Remarks:

THIS CLAIM WAS DISMISSED BY ORDER OF THE WATER COURT.

POST DECREE
ABSTRACT OF WATER RIGHT CLAIM
JUDITH RIVER
BASIN 41S

Water Right Number: 41S 162212-00 STATEMENT OF CLAIM

Version: 3 -- POST DECREE

Status: ACTIVE

Owners:

CARLA J DENNISON
PO BOX 827
LEWISTOWN, MT 59457

DOUGLAS M MILLER
4691 CASTLE BUTTE RD
LEWISTOWN, MT 59457

ELLEN M MILLER
5456 CASTLE BUTTE RD
LEWISTOWN, MT 59457-8736

RICHARD T MILLER
C.O. 4691 CASTLE BUTTE RD
LEWISTOWN, MT 59457

RICHARD (RICK) T MILLER
1621 FLOWER HILLS RD
LEWISTOWN, MT 59457-8737

TERENCE (TERRY) A MILLER
5456 CASTLE BUTTE RD
LEWISTOWN, MT 59457-8736

THOMAS E MILLER
377 FLOWER HILLS RD
LEWISTOWN, MT 59457

KOLSTAD LIVESTOCK CO
PO BOX 405
LEWISTOWN, MT 59457

Priority Date: JUNE 15, 1895

Type of Historical Right: FILED

Purpose (Use): IRRIGATION

Irrigation Type: SPRINKLER/FLOOD

Flow Rate: 153.00 GPM

Volume: 82.20 AC-FT

Climatic Area: 4 - MODERATELY LOW

Maximum Acres: 9.00

Source Name: CASTLE 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		SESESE	25	14N	18E	FERGUS

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: PUMP

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	9.00		SE	24	14N	18E	FERGUS

Total: 9.00

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.

162209-00 162210-00 162211-00 162212-00