## 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:**   40K  167590-00   STATEMENT OF CLAIM

**Version:**   1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:**   DOLPHAY, PERRY M REVOCABLE TRUST
4163 MCMULLEN RD
WHITEWATER, MT 59544

**Priority Date:**   DECEMBER 31, 1949

**Enforceable Priority Date:**   DECEMBER 31, 1949

**Type of Historical Right:**  USE

**Purpose (use):**   IRRIGATION

**Irrigation Type:**   WATER SPREADING

**Maximum Flow Rate:**

RUNOFF

NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF DIRECT FLOW WATER SPREADING.

**Maximum Volume:**   592.00 AC-FT

**Climatic Area:**   2 - MODERATELY HIGH

**Maximum Acres:**   185.00

**Source Name:**   WHITEWATER CREEK, EAST FORK

**Source Type:**   SURFACE WATER

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

| ID | Govt Lot | Qtr Sec | Sec | Twp | Rge | County |
|----|----------|---------|-----|-----|-----|--------|
| 1 | | NWSWSW | 3 | 37N | 31E | PHILLIPS |

**Period of Diversion:** MAY 1 TO OCTOBER 31
**Diversion Means:**   DIKE

| ID | Govt Lot | Qtr Sec | Sec | Twp | Rge | County |
|----|----------|---------|-----|-----|-----|--------|
| 2 | | N2SESE | 4 | 37N | 31E | PHILLIPS |

**Period of Diversion:** MAY 1 TO OCTOBER 31
**Diversion Means:**   DIKE

**Period of Use:**   MAY 1 to OCTOBER 31

**Place of Use:**

| ID | Acres | Govt Lot | Qtr Sec | Sec | Twp | Rge | County |
|----|-------|----------|---------|-----|-----|-----|--------|
| 1 | 3.00 | | SWNESE | 4 | 37N | 31E | PHILLIPS |
| 2 | 27.00 | | SESE | 4 | 37N | 31E | PHILLIPS |
| 3 | 10.00 | | SWSW | 3 | 37N | 31E | PHILLIPS |
| 4 | 10.00 | | E2NENE | 9 | 37N | 31E | PHILLIPS |
| 5 | 1.00 | | SESESE | 9 | 37N | 31E | PHILLIPS |
| 6 | 33.00 | | NWNW | 10 | 37N | 31E | PHILLIPS |
| 7 | 3.00 | | SWNENW | 10 | 37N | 31E | PHILLIPS |
| 8 | 25.00 | | SWNW | 10 | 37N | 31E | PHILLIPS |
| 9 | 12.00 | | W2SENW | 10 | 37N | 31E | PHILLIPS |
| 10 | 26.00 | | NWSW | 10 | 37N | 31E | PHILLIPS |
| 11 | 2.00 | | NWSESW | 10 | 37N | 31E | PHILLIPS |
| 12 | 22.00 | | SWSW | 10 | 37N | 31E | PHILLIPS |
| 13 | 11.00 | | W2NWNW | 15 | 37N | 31E | PHILLIPS |

**Total:**   185.00

**Geocodes/Valid:**   11-4988-03-2-01-01-0000 - Y          11-4988-04-1-01-01-0000 - Y

11-4988-10-2-01-01-0000 - Y          11-4988-15-2-01-01-0000 - Y

---

**Remarks:**

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 09/29/86.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/02/87.

**Remarks:**

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 150141 RECEIVED 11/10/2016.