

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:** 76F 97721-00 STATEMENT OF CLAIM  
**Version:** 2 -- POST DECREE  
**Version Status:** ACTIVE

**Owners:** JOSEPH P EVE  
PO BOX 9587  
KALISPELL, MT 59904-2587  
MELANIE F VANKOTEN-EVE  
PO BOX 9587  
KALISPELL, MT 59904-2587

**Priority Date:** SEPTEMBER 15, 1963  
**Enforceable Priority Date:** SEPTEMBER 15, 1963

**Type of Historical Right:** FILED

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

**Maximum Flow Rate:** 1.89 CFS  
THE FLOW RATE OF THIS WATER RIGHT HAS BEEN REDUCED TO THE 17 GPM PER ACRE GUIDELINE. THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

**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:** 50.00

**Source Name:** WASTE & SEEPAGE, UNNAMED TRIBUTARY OF DAVIS 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		SESWNE	10	11N	9W	POWELL

**Period of Diversion:** JUNE 1 TO JULY 1  
**Diversion Means:** DIKE

**Period of Use:** JUNE 1 to JULY 1

**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	25.00		NENE	10	11N	9W	POWELL
2	7.00		SENE	10	11N	9W	POWELL
3	18.00		SWNE	10	11N	9W	POWELL
<b>Total:</b>	50.00						

**Geocodes/Valid:** 28-1988-10-1-01-01-0000 - 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.  
97717-00 97718-00 97719-00 97720-00 97721-00

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.  
97721-00 97732-00

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.  
NOTICE OF WATER RIGHT TRANSFER RECEIVED 11/28/89.

**Remarks:**

NOTICE OF WATER RIGHT TRANSFER RECEIVED 12/03/84.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/23/89.

NOTICE OF WATER RIGHT TRANSFER RECEIVED 03/24/98.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 57472 RECEIVED 04/02/2008.