

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:** 41G 95660-00 STATEMENT OF CLAIM

**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:**

VINCENT G KEOGH  
1 TOBACCO ROOT CIRCLE  
WHITEHALL, MT 59759

FITZGERALD WHITETAIL RANCH LLC  
PO BOX 88  
WHITEHALL, MT 59759-0088

MARTHANNE KEOGH  
1 TOBACCO ROOT CIRCLE  
WHITEHALL, MT 59759

OWNER VINCENT G KEOGH RETAINED. CONTRACT FOR DEED INTEREST.  
OWNER MARTHANNE KEOGH RETAINED. CONTRACT FOR DEED INTEREST.

**Priority Date:** JUNE 29, 1915

**Enforceable Priority Date:** JUNE 29, 1915

**Type of Historical Right:** DECREED

**Purpose (use):** IRRIGATION

**Irrigation Type:** FLOOD

**Maximum Flow Rate:** 12.50 CFS

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

**Climatic Area:** 4 - MODERATELY LOW

**Maximum Acres:** 482.00

**Source Name:** WHITETAIL DEER 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		SESENE	29	4N	4W	JEFFERSON

**Period of Diversion:** APRIL 15 TO JULY 19

**Diversion Means:** HEADGATE

**Ditch Name:** MARSH DITCH NO. 1

**Period of Use:** APRIL 15 to JULY 19

**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	6.00		NWNWNE	4	3N	4W	JEFFERSON
2	10.00		NENWNE	4	3N	4W	JEFFERSON
3	8.00		NWNENE	4	3N	4W	JEFFERSON
4	19.00		S2NWNE	4	3N	4W	JEFFERSON
5	6.00		SWNENE	4	3N	4W	JEFFERSON
6	40.00		SWNE	4	3N	4W	JEFFERSON
7	5.00		NWSENE	4	3N	4W	JEFFERSON
8	3.00		SWSENE	4	3N	4W	JEFFERSON
9	80.00		W2SE	4	3N	4W	JEFFERSON
10	9.00		W2NESE	4	3N	4W	JEFFERSON
11	8.00		NWSESE	4	3N	4W	JEFFERSON
12	9.00		SWSESE	4	3N	4W	JEFFERSON
13	80.00		W2NE	9	3N	4W	JEFFERSON
14	20.00		W2NENE	9	3N	4W	JEFFERSON
15	2.00		SENE	9	3N	4W	JEFFERSON
16	20.00		W2SENE	9	3N	4W	JEFFERSON
17	5.00		NESENE	9	3N	4W	JEFFERSON
18	5.00		SESENE	9	3N	4W	JEFFERSON
19	80.00		W2SE	9	3N	4W	JEFFERSON
20	5.00		NENESE	9	3N	4W	JEFFERSON
21	20.00		W2NESE	9	3N	4W	JEFFERSON

**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>
22	6.00		SENESE	9	3N	4W	JEFFERSON
23	20.00		W2SESE	9	3N	4W	JEFFERSON
24	7.00		NESESE	9	3N	4W	JEFFERSON
25	9.00		SESESE	9	3N	4W	JEFFERSON
<b>Total:</b>	482.00						

**Geocodes/Valid:** 51-1202-04-1-01-01-0000 - Y

51-1202-09-1-01-01-0000 - Y

**Remarks:**

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 01/09/97.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 142883 RECEIVED 09/22/2015.

THE SOURCE NAME HAS BEEN CHANGED TO BE CONSISTENT WITH A NAME CHANGE APPROVED BY THE UNITED STATES BOARD ON GEOGRAPHIC NAMES ON MAY 12, 1994, AND MCCALL V. CRUMB, CASE NO. 1862, JEFFERSON COUNTY. SOURCE NAME OF THIS CLAIM HAS BEEN CHANGED FROM LITTLE WHITETAIL CREEK TO WHITETAIL DEER CREEK. BECAUSE OF UNCERTAINTY IN SOURCE NAMES APPEARING IN THE TEMPORARY PRELIMINARY DECREE DURING THE OBJECTION PERIOD, ANY WATER USER WHOSE RIGHTS MAY HAVE BEEN ADVERSELY AFFECTED MAY PETITION THE APPROPRIATE COURT FOR RELIEF OR MAY FILE AN OBJECTION AT THE PRELIMINARY DECREE.