

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: 41O 109742-00 STATEMENT OF CLAIM
Version: 2 -- POST DECREE
Version Status: ACTIVE

Owners: EDWARD J KELLY
PO BOX 174
FORT BENTON, MT 59442

STEVEN R KELLY
PO BOX 1044
FORT BENTON, MT 59442

Priority Date: AUGUST 31, 1881
Enforceable Priority Date: AUGUST 31, 1881

Type of Historical Right: USE

Purpose (use): STOCK

Maximum Flow Rate: NO FLOW RATE HAS BEEN DECREED BECAUSE THIS USE CONSISTS OF STOCK DRINKING DIRECTLY FROM THE SOURCE, OR FROM A DITCH SYSTEM.

Maximum Volume: THIS WATER RIGHT INCLUDES THE AMOUNT OF WATER CONSUMPTIVELY USED FOR STOCK WATERING PURPOSES AT THE RATE OF 30 GALLONS PER DAY PER ANIMAL UNIT. ANIMAL UNITS SHALL BE BASED ON REASONABLE CARRYING CAPACITY AND HISTORICAL USE OF THE AREA SERVICED BY THIS WATER SOURCE.

Source Name: TETON RIVER
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>Twp</u>	<u>Rge</u>	<u>County</u>
1		W2SW	33	25N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
2		S2NW	33	25N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
3		NWSWNE	33	25N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
4		W2NWNE	33	25N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
5		NENENW	33	25N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
6		SESESW	28	25N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
7		S2S2SE	28	25N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
8		E2E2NE	33	25N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
9		NWNWNW	34	25N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
10		S2SWNW	34	25N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
11		NWSW	34	25N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
12		S2SW	34	25N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
13		NENE	3	24N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
14		S2NWNE	3	24N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
15		SWNE	3	24N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
16		SWSENE	3	24N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
17		NESE	3	24N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
18		SEWSE	3	24N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
19		SWSW	2	24N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
20		NW	11	24N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						
21		NWNE	14	24N	7E	CHOUTEAU
Period of Diversion: JANUARY 1 TO DECEMBER 31						
Diversion Means: LIVESTOCK DIRECT FROM SOURCE						

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			SWSW	2	24N	7E	CHOUTEAU
2			NENE	3	24N	7E	CHOUTEAU
3			S2NWNE	3	24N	7E	CHOUTEAU
4			SWSENE	3	24N	7E	CHOUTEAU
5			SWNE	3	24N	7E	CHOUTEAU
6			NESE	3	24N	7E	CHOUTEAU
7			SEWSE	3	24N	7E	CHOUTEAU
8			NW	11	24N	7E	CHOUTEAU
9			NWNE	14	24N	7E	CHOUTEAU
10			S2S2SE	28	25N	7E	CHOUTEAU
11			SESESW	28	25N	7E	CHOUTEAU
12			E2E2NE	33	25N	7E	CHOUTEAU
13			W2NWNE	33	25N	7E	CHOUTEAU
14			NWSWNE	33	25N	7E	CHOUTEAU
15			NENENW	33	25N	7E	CHOUTEAU
16			S2NW	33	25N	7E	CHOUTEAU
17			W2SW	33	25N	7E	CHOUTEAU

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>
18			NWNWNW	34	25N	7E	CHOUTEAU
19			S2SWNW	34	25N	7E	CHOUTEAU
20			NWSW	34	25N	7E	CHOUTEAU
21			S2SW	34	25N	7E	CHOUTEAU

Geocodes/Valid:	19-3497-02-3-03-01-0000 - Y	19-3497-03-1-01-01-0000 - Y
	19-3497-11-2-01-01-0000 - Y	19-3497-14-1-02-01-0000 - Y
	19-3617-28-1-01-01-0000 - Y	19-3617-28-4-04-01-0000 - Y
	19-3617-33-1-01-01-0000 - Y	19-3617-34-3-01-01-0000 - Y

Remarks:

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 06/05/95.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 15518 RECEIVED 07/21/2004.

OWNERSHIP UPDATE TYPE DOR # 85412 RECEIVED 11/06/2009.

OWNERSHIP UPDATE TYPE DOR # 115342 RECEIVED 06/04/2013.

OWNERSHIP UPDATE TYPE DOR # 146835 RECEIVED 09/01/2016.