

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 178149-00 STATEMENT OF CLAIM

**Version:** 2 -- POST DECREE

**Version Status:** ACTIVE

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

CONLEY W KELLY  
PO BOX 1088  
FORT BENTON, MT 59442

**Priority Date:** JUNE 26, 1973

**Enforceable Priority Date:** JUNE 26, 1973

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION

**Irrigation Type:** SPRINKLER

**Maximum Flow Rate:** 1.36 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:** 2 - MODERATELY HIGH

**Maximum Acres:** 36.00

**Source Name:** TETON RIVER

**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	2	NENWNE	6	24N	9E	CHOUTEAU

**Period of Diversion:** MAY 20 TO OCTOBER 31

**Diversion Means:** PUMP

**Period of Use:** MAY 20 to OCTOBER 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	0.63	2	NENWNE	6	24N	9E	CHOUTEAU
2	1.50	2	NWNWNE	6	24N	9E	CHOUTEAU
3	1.50	2	SENWNE	6	24N	9E	CHOUTEAU
4	10.00	2	SWNWNE	6	24N	9E	CHOUTEAU
5	1.49		NESWNE	6	24N	9E	CHOUTEAU
6	7.50		NESWNE	6	24N	9E	CHOUTEAU
7	1.50	3	NENENW	6	24N	9E	CHOUTEAU
8	10.00	3	SENENW	6	24N	9E	CHOUTEAU
9	1.88		NESENW	6	24N	9E	CHOUTEAU
<b>Total:</b>	<b>36.00</b>						

**Geocodes/Valid:** 19-3499-06-2-04-01-0000 - Y

**Remarks:**

THE PRIORITY DATE WAS AMENDED BY THE CLAIMANT ON 05/03/2000.

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

NOTICE OF WATER RIGHT TRANSFER RECEIVED 02/11/91.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 131548 RECEIVED 06/13/2013.

OWNERSHIP UPDATE TYPE DOR # 146836 RECEIVED 09/01/2016.