

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 95661-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: CORY P FITZGERALD
PO BOX 88
WHITEHALL, MT 59759-0088

FITZGERALD RANCH INC
PO BOX 88
WHITEHALL, MT 59759-0088

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

VINCENT G KEOGH
1 TOBACCO ROOT CIRCLE
WHITEHALL, MT 59759

MARTHANNE KEOGH
1 TOBACCO ROOT CIRCLE
WHITEHALL, MT 59759

OWNER CORY P FITZGERALD RETAINED. CONTRACT FOR DEED INTEREST.
OWNER VINCENT G KEOGH RETAINED. CONTRACT FOR DEED INTEREST.
OWNER MARTHANNE KEOGH RETAINED. CONTRACT FOR DEED INTEREST.

Priority Date: JULY 15, 1880
Enforceable Priority Date: JULY 15, 1880

Type of Historical Right: DECREED

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER

Maximum Flow Rate: 1.00 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: 164.00

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		NWSWSE	33	4N	4W	JEFFERSON

Period of Diversion: MAY 1 TO OCTOBER 4
Diversion Means: PUMP

Period of Use: MAY 1 to OCTOBER 4

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	2.00		SWSNW	33	4N	4W	JEFFERSON
2	1.00		SESNW	33	4N	4W	JEFFERSON
3	71.00		E2SW	33	4N	4W	JEFFERSON
4	1.00		SENWSW	33	4N	4W	JEFFERSON
5	6.00		E2E2SWSW	33	4N	4W	JEFFERSON
6	1.00		SWSWNE	33	4N	4W	JEFFERSON
7	10.00		SESWNE	33	4N	4W	JEFFERSON
8	6.00		NWNWSE	33	4N	4W	JEFFERSON
9	20.00		E2NWSE	33	4N	4W	JEFFERSON
10	6.00		SWNWSE	33	4N	4W	JEFFERSON
11	4.00		NWSWSE	33	4N	4W	JEFFERSON
12	10.00		NESWSE	33	4N	4W	JEFFERSON
13	1.00		SWSWSE	33	4N	4W	JEFFERSON
14	1.00		SESWSE	33	4N	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>
15	5.00		NWSESE	33	4N	4W	JEFFERSON
16	13.00		W2NESE	33	4N	4W	JEFFERSON
17	6.00		SWSENE	33	4N	4W	JEFFERSON
Total:	164.00						

Geocodes/Valid: 51-1294-33-1-01-01-0000 - Y 51-1294-33-3-01-01-0000 - Y

Remarks:

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

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

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 145195 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.