

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:** 43D 197388-00 STATEMENT OF CLAIM

**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** MUTUAL DITCH CO  
%REGINA AISENBREY  
8 AISENBREY LOOP  
BRIDGER, MT 59014

**Priority Date:** JULY 10, 1909

**Enforceable Priority Date:** JULY 10, 1909

**Type of Historical Right:** FILED

**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 STOCKWATERING 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:** CLARKS FORK YELLOWSTONE 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		SENWSW	13	8S	22E	CARBON

**Period of Diversion:** OCTOBER 15 TO DECEMBER 4

**Diversion Means:** HEADGATE

**Ditch Name:** MUTUAL DITCH

DITCH NAME: MUTUAL DITCH

**Period of Use:** OCTOBER 15 to DECEMBER 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			NWNW	35	6S	23E	CARBON
2			SWNW	35	6S	23E	CARBON
3			SENW	35	6S	23E	CARBON
4			NWSW	35	6S	23E	CARBON
5			NESW	35	6S	23E	CARBON
6			SWSW	35	6S	23E	CARBON
7			SESW	35	6S	23E	CARBON
8			NWSE	35	6S	23E	CARBON
9			SWSE	35	6S	23E	CARBON
10			NWNE	34	6S	23E	CARBON
11			NENE	34	6S	23E	CARBON
12			SWNE	34	6S	23E	CARBON
13			SENE	34	6S	23E	CARBON
14			NWSE	34	6S	23E	CARBON
15			NESE	34	6S	23E	CARBON
16			SESE	34	6S	23E	CARBON
17			NESE	27	6S	23E	CARBON
18			SWSE	27	6S	23E	CARBON
19			SESE	27	6S	23E	CARBON
20			NWSW	26	6S	23E	CARBON
21			SWSW	26	6S	23E	CARBON
22			SWNW	36	7S	22E	CARBON
23			SENW	36	7S	22E	CARBON
24			NWSW	36	7S	22E	CARBON
25			NESW	36	7S	22E	CARBON
26			SWSW	36	7S	22E	CARBON
27			SESW	36	7S	22E	CARBON

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>
28			NESE	36	7S	22E	CARBON
29			NESE	36	7S	22E	CARBON
30			SWSE	36	7S	22E	CARBON
31			SESE	36	7S	22E	CARBON
32			SESW	35	7S	22E	CARBON
33			NWNE	35	7S	22E	CARBON
34			NENE	35	7S	22E	CARBON
35			SWNE	35	7S	22E	CARBON
36			SENE	35	7S	22E	CARBON
37			SWSE	26	7S	22E	CARBON
38			SESE	26	7S	22E	CARBON
39			NWNW	30	7S	23E	CARBON
40			NENW	30	7S	23E	CARBON
41			SWNW	30	7S	23E	CARBON
42			SESW	30	7S	23E	CARBON
43			NENE	30	7S	23E	CARBON
44			SWNE	30	7S	23E	CARBON
45			NWSW	30	7S	23E	CARBON
46			NESW	30	7S	23E	CARBON
47			SESW	30	7S	23E	CARBON
48			NWNW	29	7S	23E	CARBON
49			NENW	29	7S	23E	CARBON
50			NWNW	20	7S	23E	CARBON
51			NENW	20	7S	23E	CARBON
52			SWNW	20	7S	23E	CARBON
53			SESW	20	7S	23E	CARBON
54			SWNE	20	7S	23E	CARBON
55			NWSW	20	7S	23E	CARBON
56			NESW	20	7S	23E	CARBON
57			SWSW	20	7S	23E	CARBON
58			SESW	20	7S	23E	CARBON
59			NENW	19	7S	23E	CARBON
60			NWNE	19	7S	23E	CARBON
61			NENE	19	7S	23E	CARBON
62			SWNE	19	7S	23E	CARBON
63			SENE	19	7S	23E	CARBON
64			SESW	19	7S	23E	CARBON
65			NWSE	19	7S	23E	CARBON
66			NESE	19	7S	23E	CARBON
67			SWSE	19	7S	23E	CARBON
68			SESE	19	7S	23E	CARBON
69			SESE	18	7S	23E	CARBON
70			SESW	17	7S	23E	CARBON
71			NWNE	17	7S	23E	CARBON
72			NENE	17	7S	23E	CARBON
73			SWNE	17	7S	23E	CARBON
74			SENE	17	7S	23E	CARBON
75			NWSW	17	7S	23E	CARBON
76			NESW	17	7S	23E	CARBON
77			SWSW	17	7S	23E	CARBON
78			SESW	17	7S	23E	CARBON
79			NWNW	16	7S	23E	CARBON
80			NENW	16	7S	23E	CARBON
81			SWNW	16	7S	23E	CARBON
82			SESW	16	7S	23E	CARBON
83			NWNE	16	7S	23E	CARBON
84			SWNE	16	7S	23E	CARBON
85			SENE	16	7S	23E	CARBON
86			NWSW	16	7S	23E	CARBON
87			NESW	16	7S	23E	CARBON
88			SWSW	16	7S	23E	CARBON
89			SESW	16	7S	23E	CARBON
90			NWSE	16	7S	23E	CARBON
91			NESE	16	7S	23E	CARBON
92			SWSE	16	7S	23E	CARBON
93			NWNW	15	7S	23E	CARBON
94			NENW	15	7S	23E	CARBON
95			SWNW	15	7S	23E	CARBON

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>
96			NWNE	15	7S	23E	CARBON
97			NENE	15	7S	23E	CARBON
98			NWSW	15	7S	23E	CARBON
99			NESW	15	7S	23E	CARBON
100			SWSW	15	7S	23E	CARBON
101			NWNW	14	7S	23E	CARBON
102			NENW	14	7S	23E	CARBON
103			SWNW	14	7S	23E	CARBON
104			NWNW	11	7S	23E	CARBON
105			NENW	11	7S	23E	CARBON
106			SWNW	11	7S	23E	CARBON
107			SEW	11	7S	23E	CARBON
108			NWNE	11	7S	23E	CARBON
109			NENE	11	7S	23E	CARBON
110			SWNE	11	7S	23E	CARBON
111			NWSW	11	7S	23E	CARBON
112			NESW	11	7S	23E	CARBON
113			SWSW	11	7S	23E	CARBON
114			SEW	11	7S	23E	CARBON
115			NWNW	10	7S	23E	CARBON
116			NENW	10	7S	23E	CARBON
117			SWNW	10	7S	23E	CARBON
118			SEW	10	7S	23E	CARBON
119			NWNE	10	7S	23E	CARBON
120			NENE	10	7S	23E	CARBON
121			SWNE	10	7S	23E	CARBON
122			SENE	10	7S	23E	CARBON
123			NWSW	10	7S	23E	CARBON
124			SWSW	10	7S	23E	CARBON
125			NWSE	10	7S	23E	CARBON
126			NESE	10	7S	23E	CARBON
127			SWSE	10	7S	23E	CARBON
128			SESE	10	7S	23E	CARBON
129			NWNW	9	7S	23E	CARBON
130			NENW	9	7S	23E	CARBON
131			SWNW	9	7S	23E	CARBON
132			SEW	9	7S	23E	CARBON
133			NWNE	9	7S	23E	CARBON
134			NENE	9	7S	23E	CARBON
135			SWNE	9	7S	23E	CARBON
136			SENE	9	7S	23E	CARBON
137			SWSW	9	7S	23E	CARBON
138			SEW	9	7S	23E	CARBON
139			NWSE	9	7S	23E	CARBON
140			NESE	9	7S	23E	CARBON
141			SWSE	9	7S	23E	CARBON
142			SESE	9	7S	23E	CARBON
143			SWSE	8	7S	23E	CARBON
144			SESE	8	7S	23E	CARBON
145			SEW	3	7S	23E	CARBON
146			NWNE	3	7S	23E	CARBON
147			NENE	3	7S	23E	CARBON
148			SWNE	3	7S	23E	CARBON
149			SENE	3	7S	23E	CARBON
150			NWSW	3	7S	23E	CARBON
151			NESW	3	7S	23E	CARBON
152			SWSW	3	7S	23E	CARBON
153			SEW	3	7S	23E	CARBON
154			NWSE	3	7S	23E	CARBON
155			NESE	3	7S	23E	CARBON
156			SWSE	3	7S	23E	CARBON
157			SESE	3	7S	23E	CARBON
158			NWNW	2	7S	23E	CARBON
159			NENW	2	7S	23E	CARBON
160			SWNW	2	7S	23E	CARBON
161			SEW	2	7S	23E	CARBON
162			NWNE	2	7S	23E	CARBON
163			SWNE	2	7S	23E	CARBON

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164			SENE	2	7S	23E	CARBON
165			NWSW	2	7S	23E	CARBON
166			NESW	2	7S	23E	CARBON
167			SWSW	2	7S	23E	CARBON
168			SESW	2	7S	23E	CARBON
169			NWSE	2	7S	23E	CARBON
170			NESE	2	7S	23E	CARBON
171			SWSE	2	7S	23E	CARBON
172			SESE	2	7S	23E	CARBON
173			NWNW	31	7S	23E	CARBON
174			NENW	31	7S	23E	CARBON
175			SWNW	31	7S	23E	CARBON
176			NWSW	31	7S	23E	CARBON
177			SWSW	31	7S	23E	CARBON
178			SWSW	30	7S	23E	CARBON
179			NWSE	20	7S	23E	CARBON
180			SWSE	20	7S	23E	CARBON
181			NWSE	17	7S	23E	CARBON
182			NESE	17	7S	23E	CARBON
183			SESE	17	7S	23E	CARBON
184			SENE	11	7S	23E	CARBON
185			NWSE	11	7S	23E	CARBON
186			NESE	11	7S	23E	CARBON
187			NESW	10	7S	23E	CARBON
188			NWNE	2	8S	22E	CARBON
189			NENE	2	8S	22E	CARBON
190			SWNE	2	8S	22E	CARBON
191			SENE	2	8S	22E	CARBON
192			NWSE	2	8S	22E	CARBON
193			NESE	2	8S	22E	CARBON
194			SESE	2	8S	22E	CARBON
195			NWNW	1	8S	22E	CARBON
196			NENW	1	8S	22E	CARBON
197			SWNW	1	8S	22E	CARBON
198			SENE	1	8S	22E	CARBON
199			NWNE	1	8S	22E	CARBON
200			NENE	1	8S	22E	CARBON

**Geocodes/Valid:** -- NO VALID GEOCODES --

**Remarks:**

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.

197385-00 197388-00

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