

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 197387-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

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

**Priority Date:** AUGUST 25, 1899  
**Enforceable Priority Date:** AUGUST 25, 1899

**Type of Historical Right:** FILED

**Purpose (use):** IRRIGATION  
**Irrigation Type:** SPRINKLER/FLOOD

**Maximum Flow Rate:** 160.00 CFS  
THE MAXIMUM COMBINED FLOW RATE FOR CLAIMS W197385-00, W197386-00, W197387-00, W197390-00, W197391-00, W197392-00, SHALL NOT EXCEED 160 CFS.

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

**Climatic Area:** 1 - HIGH

**Maximum Acres:** 839.00

**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:** APRIL 15 TO OCTOBER 19

**Diversion Means:** HEADGATE

**Ditch Name:** MUTUAL DITCH  
DITCH NAME: MUTUAL DITCH

**Period of Use:** APRIL 15 to OCTOBER 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         | 10.00        |                 | NWNW           | 30         | 7S         | 23E        | CARBON        |
| 2         | 20.00        |                 | NENW           | 30         | 7S         | 23E        | CARBON        |
| 3         | 30.00        |                 | SWNW           | 30         | 7S         | 23E        | CARBON        |
| 4         | 21.00        |                 | SEW            | 30         | 7S         | 23E        | CARBON        |
| 5         | 20.00        |                 | NENE           | 30         | 7S         | 23E        | CARBON        |
| 6         | 16.00        |                 | SWNE           | 30         | 7S         | 23E        | CARBON        |
| 7         | 3.00         |                 | NESW           | 30         | 7S         | 23E        | CARBON        |
| 8         | 7.00         |                 | SESW           | 30         | 7S         | 23E        | CARBON        |
| 9         | 23.00        |                 | NWNW           | 29         | 7S         | 23E        | CARBON        |
| 10        | 40.00        |                 | NWNW           | 20         | 7S         | 23E        | CARBON        |
| 11        | 18.00        |                 | NENW           | 20         | 7S         | 23E        | CARBON        |
| 12        | 40.00        |                 | SWNW           | 20         | 7S         | 23E        | CARBON        |
| 13        | 32.00        |                 | SEW            | 20         | 7S         | 23E        | CARBON        |
| 14        | 2.00         |                 | SWNE           | 20         | 7S         | 23E        | CARBON        |
| 15        | 40.00        |                 | NWSW           | 20         | 7S         | 23E        | CARBON        |
| 16        | 23.00        |                 | NESW           | 20         | 7S         | 23E        | CARBON        |
| 17        | 40.00        |                 | SWSW           | 20         | 7S         | 23E        | CARBON        |
| 18        | 7.00         |                 | SESW           | 20         | 7S         | 23E        | CARBON        |
| 19        | 1.00         |                 | NENW           | 19         | 7S         | 23E        | CARBON        |
| 20        | 34.00        |                 | NWNE           | 19         | 7S         | 23E        | CARBON        |
| 21        | 37.00        |                 | NENE           | 19         | 7S         | 23E        | CARBON        |
| 22        | 24.00        |                 | SWNE           | 19         | 7S         | 23E        | CARBON        |
| 23        | 40.00        |                 | SENE           | 19         | 7S         | 23E        | CARBON        |
| 24        | 3.00         |                 | SESW           | 19         | 7S         | 23E        | CARBON        |
| 25        | 16.00        |                 | NWSE           | 19         | 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> |
|---------------|--------------|-----------------|----------------|------------|------------|------------|---------------|
| 26            | 40.00        |                 | NESE           | 19         | 7S         | 23E        | CARBON        |
| 27            | 17.00        |                 | SWSE           | 19         | 7S         | 23E        | CARBON        |
| 28            | 36.00        |                 | SESE           | 19         | 7S         | 23E        | CARBON        |
| 29            | 9.00         |                 | SESE           | 18         | 7S         | 23E        | CARBON        |
| 30            | 6.00         |                 | NWSW           | 17         | 7S         | 23E        | CARBON        |
| 31            | 34.00        |                 | NESW           | 17         | 7S         | 23E        | CARBON        |
| 32            | 30.00        |                 | SWSW           | 17         | 7S         | 23E        | CARBON        |
| 33            | 23.00        |                 | SESW           | 17         | 7S         | 23E        | CARBON        |
| 34            | 10.00        |                 | NWNW           | 31         | 7S         | 23E        | CARBON        |
| 35            | 4.00         |                 | NENW           | 31         | 7S         | 23E        | CARBON        |
| 36            | 26.00        |                 | SWNW           | 31         | 7S         | 23E        | CARBON        |
| 37            | 28.00        |                 | NWSW           | 31         | 7S         | 23E        | CARBON        |
| 38            | 3.00         |                 | SWSW           | 31         | 7S         | 23E        | CARBON        |
| 39            | 2.00         |                 | SWSW           | 30         | 7S         | 23E        | CARBON        |
| 40            | 20.00        |                 | N2NW           | 29         | 7S         | 23E        | CARBON        |
| 41            | 4.00         |                 | NWSE           | 30         | 7S         | 23E        | CARBON        |
| <b>Total:</b> | 839.00       |                 |                |            |            |            |               |

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

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**Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE SUPPLEMENTAL WHICH MEANS THE RIGHTS HAVE OVERLAPPING PLACES OF USE. THE RIGHTS CAN BE COMBINED TO IRRIGATE ONLY OVERLAPPING PARCELS. EACH RIGHT IS LIMITED TO THE FLOW RATE AND PLACE OF USE OF THAT INDIVIDUAL RIGHT. THE SUM TOTAL VOLUME OF THESE WATER RIGHTS SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

197385-00 197386-00 197387-00 197390-00 197391-00 197392-00

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