

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 40188-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** RIVERVIEW DITCH CO  
% DANIEL DUTTON  
PO BOX 181  
BELFRY, MT 59008-0181

**Priority Date:** AUGUST 23, 1893  
**Enforceable Priority Date:** AUGUST 23, 1893

**Type of Historical Right:** FILED

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

**Maximum Flow Rate:** 24.00 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:** 824.00

**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</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SE	SENE	4	9S	22E CARBON

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

**Diversion Means:** HEADGATE

**Ditch Name:** RIVERVIEW DITCH

**Period of Use:** APRIL 15 to DECEMBER 4

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	158.00		SW	23	8S	22E	CARBON
2	130.00		NE	23	8S	22E	CARBON
3	138.00		SE	23	8S	22E	CARBON
4	78.00		NW	23	8S	22E	CARBON
5	11.00		NWNW	24	8S	22E	CARBON
6	110.00		NW	26	8S	22E	CARBON
7	95.00		NE	27	8S	22E	CARBON
8	62.00		SE	27	8S	22E	CARBON
9	35.00		SE	22	8S	22E	CARBON
10	7.00		SW	27	8S	22E	CARBON
<b>Total:</b>	<b>824.00</b>						

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

**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.

40188-00 40189-00

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 02/16/89: POINT OF DIVERSION, PLACE OF USE, MAXIMUM ACRES, FLOW RATE.

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