

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: 76L 85310-00 PROVISIONAL PERMIT
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: CONFEDERATED SALISH & KOOTENAI TRIBES
PO BOX 278
PABLO, MT 59855-0278

Priority Date: JUNE 4, 1993 at 08:00 A.M.

Enforceable Priority Date: JUNE 4, 1993 at 08:00 A.M.

Purpose (use): IRRIGATION

Maximum Flow Rate: 570.00 GPM

Maximum Volume: 230.00 AC-FT

Maximum Acres: 115.00

Source Name: FLATHEAD 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		NWSWNW	10	18N	24W	SANDERS

Period of Diversion: APRIL 15 TO OCTOBER 1

Diversion Means: PUMP

Purpose (Use): IRRIGATION

Irrigation Type: SPRINKLER

Volume: 230.00 AC-FT

Period of Use: APRIL 15 to OCTOBER 1

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	40.00		NENE	9	18N	24W	SANDERS
2	35.00		NWNE	9	18N	24W	SANDERS
3	10.00		N2SENE	9	18N	24W	SANDERS
4	10.00		N2NENW	9	18N	24W	SANDERS
5	20.00		NWNW	10	18N	24W	SANDERS
Total:	115.00						

Remarks:

CONFEDERATED SALISH AND KOOTENAI TRIBES - RESERVED WATER RIGHTS

THIS PERMIT IS SUBJECT TO ALL PRIOR INDIAN RESERVED WATER RIGHTS OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES IN THE SOURCE OF SUPPLY. IT IS THE TRIBE'S POSITION THAT ECONOMIC INVESTMENTS MADE IN RELIANCE UPON THIS PERMIT, DO NOT CREATE IN THE APPROPRIATOR ANY EQUITY OR VESTED RIGHT AGAINST THE TRIBES. THE APPROPRIATOR IS HEREBY NOTIFIED THAT ANY FINANCIAL OUTLAY OR WORK INVESTED IN A PROJECT PURSUANT TO THIS PERMIT IS AT THE APPROPRIATOR'S RISK. THE ISSUANCE OF THIS PERMIT DOES NOT REDUCE THE APPROPRIATOR'S LIABILITY FOR DAMAGE CAUSED BY THE EXERCISE OF THE RIGHT. IT DOES NOT MAKE THE DEPARTMENT LIABLE FOR DAMAGE CAUSED BY THE EXERCISE OF THE RIGHT. NOR IS THE DEPARTMENT LIABLE FOR ANY LOSS TO THE APPROPRIATOR CAUSED BY THE EXERCISE OF SENIOR RESERVED WATER RIGHTS. THE STATE OF MONTANA'S JURISDICTION TO ISSUE WATER RIGHTS WITHIN THE EXTERIOR BOUNDARIES OF THE FLATHEAD RESERVATION HAS BEEN CHALLENGED BY THE CONFEDERATED SALISH AND KOOTENAI TRIBES IN CAUSE NO. ADV 92-745 (MONTANA FIRST JUDICIAL DISTRICT COURT, LEWIS AND CLARK COUNTY, HELENA - FILED MAY 15, 1992), AND IN CAUSE NO. CV 92-54-M-CCL (UNITED STATES DISTRICT COURT, DISTRICT OF MONTANA, MISSOULA DIVISION - FILED MAY 15, 1992) WHICH CASES ARE CURRENTLY PENDING. ANY WATER RIGHT ISSUED BY THE STATE IN THE ABSENCE OF JURISDICTION TO ISSUE THE WATER RIGHT IS VOID.

OBJECTION INFORMATION

OBJECTION LOG 93-070

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 63518 RECEIVED 09/23/2008.