

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 215916-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE
Late Claim: B

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

BETTY M SCHALL
69209 SCHALL LANE
ARLEE, MT 59821

Priority Date: MAY 14, 1965
Enforceable Priority Date: JUNE 30, 1973

CLAIM FILED LATE 06/28/1996 . AS MANDATED BY SECTION 85-2-221(3), MCA, THIS CLAIM IS SUBORDINATE, AND THEREFORE JUNIOR, TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW.

Type of Historical Right: USE
Purpose (use): IRRIGATION
Irrigation Type: FLOOD

Maximum Flow Rate: 1.14 CFS
THE FLOW RATE OF THIS CLAIM HAS BEEN REDUCED TO 17 GPM PER ACRE.
THE FLOW RATE MAY BE CONTESTED BY PROPER OBJECTION.

Maximum Volume: THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.
Climatic Area: 3 - MODERATE

Maximum Acres: 62.00
Source Name: JOCKO 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		NESWNW	27	17N	20W	LAKE

Period of Diversion: APRIL 15 TO OCTOBER 15
Diversion Means: HEADGATE

Period of Use: APRIL 15 to OCTOBER 15

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	9.00		SESESE	21	17N	20W	LAKE
2	5.00		SWSWSW	22	17N	20W	LAKE
3	26.50		NWNW	27	17N	20W	LAKE
4	21.50		NENE	28	17N	20W	LAKE
Total:	62.00						

Geocodes/Valid: 15-2643-21-4-01-03-0000 - Y 15-2643-21-4-01-05-0000 - Y
15-2643-22-3-01-01-0000 - Y 15-2643-27-2-01-06-0000 - Y
15-2643-28-1-01-03-0000 - Y

Remarks:

THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 09/12/2007: PERIOD OF USE, TOTAL ACRES.
THE FOLLOWING ELEMENTS WERE AMENDED BY THE CLAIMANT ON 05/03/2016: PLACE OF USE AND MAX ACRES.
STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.
THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE FLATHEAD

Remarks:

INDIAN RESERVATION.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 88337 RECEIVED 10/19/2010.

FLOW RATE MAY REQUIRE MODIFICATION BASED ON RESOLUTION OF MAXIMUM ACRES ISSUE.

CLAIM FILED LATE 06/28/1996 . IN ADDITION TO BEING SUBORDINATE TO ALL INDIAN AND FEDERAL RESERVED WATER RIGHTS AND ALL VALID TIMELY FILED CLAIMS BASED ON STATE LAW, THIS RIGHT MAY ALSO BE SUBORDINATE TO CERTAIN PERMITS AND RESERVATIONS OF WATER. SEE SECTION 85-2-221 MCA.

AS OF 6/01/2016 , THIS WATER RIGHT APPEARS TO BE OWNED BY USA IN TRUST, 69209 SCHALL LN, ARLEE,MT, 59821-9259.

USDA AERIAL PHOTOGRAPH NO(S). 079026 , DATED 1979 , APPEARS TO INDICATE 5.68 ACRES IRRIGATED. A DESCRIPTION OF THESE ACRES IS IN THE CLAIM FILE.