

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: 76LJ 70511-00 PROVISIONAL PERMIT
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: WINTER SPORTS INC
PO BOX 1400
WHITEFISH, MT 59937

Priority Date: DECEMBER 27, 1988 at 11:30 A.M.
Enforceable Priority Date: DECEMBER 27, 1988 at 11:30 A.M.

Purpose (use): COMMERCIAL
WATER IS USED TO MAKE SNOW

Maximum Flow Rate: 40.00 GPM

Maximum Volume: 24.54 AC-FT

Source Name: UNNAMED TRIBUTARY OF HASKILL CREEK
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		SWSWNW	1	31N	22W	FLATHEAD

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: HEADGATE

Reservoir: OFF STREAM

<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
	SWSWNW	1	31N	22W	FLATHEAD

Current Capacity: 26.00 ACRE-FEET

Purpose (Use): COMMERCIAL
Volume: 24.54 AC-FT
Period of Use: NOVEMBER 1 to APRIL 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			NW	1	31N	22W	FLATHEAD
2			N2N2	2	31N	22W	FLATHEAD

Geocodes/Valid: 07-4292-01-2-01-20-0000 - Y 07-4292-02-1-01-01-0000 - Y

Remarks:

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE.

70511-00 73552-00

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70511-00 73552-00 80315-00

ASSOCIATED RIGHT

THIS RIGHT AND 76LJ-P080315-00 HAVE OVERLAPPING PLACES OF USE. THIS PERMIT IS ASSOCIATED TO WATER RIGHT NO. 76LJ G(W)143901-00 AND G(W)143903-00. THEY SHARE A COMMON DIVERSION, PLACE OF STORAGE AND HAVE OVERLAPPING PLACES OF USE.

FINAL ORDER

THIS WATER RIGHT IS SUBJECT TO THE FINAL ORDER OF THE DEPARTMENT.

IMPORTANT INFORMATION

THE PERMITTEE SHALL INSTALL IN THE STORAGE RESERVOIR A WATER IMPERMEABLE LINER OF SUFFICIENT STRENGTH TO PREVENT SEEPAGE AND WHICH STRENGTH IS NOT LESS THAN A 36 MIL REINFORCED HYPALON.

IMPORTANT INFORMATION

Remarks:

DURING THE PERIOD OF AUGUST THROUGH MARCH, THE PERMITTEE SHALL, IN ADVANCE, NOTIFY THE KALISPELL FIELD OFFICE OF THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION THAT THEY INTEND TO DIVERT WATER FROM THE SOURCE INTO THE RESERVOIR AT A RATE THAT EXCEEDS THE DISCHARGE FROM THE RESERVOIR BACK INTO THE SOURCE, AND THE EXPECTED DURATION OF THE DIVERSION. THE KALISPELL FIELD OFFICE SHALL THEN INFORM THE PERMITTEE OF ANY RECENT SHORTAGES OF WATER REPORTED TO THE FIELD OFFICE BY OWNERS OF SENIOR WATER RIGHTS, OR ANY CALLS FOR WATER BY OWNERS OF SENIOR WATER RIGHTS ON HASKILL CREEK OR ITS TRIBUTARIES.

IMPORTANT INFORMATION

THE PERMITTEE SHALL CONSTRUCT A SYSTEM BY WHICH FLOW- THROUGH WATER IS RETURNED FROM THE STORAGE RESERVOIR TO THE SOURCE AT A POINT IN IMMEDIATE PROXIMITY TO THE POINT OF DIVERSION AND AT THE SAME FLOW RATE AS IT WAS DIVERTED.

REISSUED RIGHT

THIS RIGHT WAS REISSUED 03/13/96 IN LIEU OF THE RIGHT ISSUED 02/13/91. REINSTATEMENT - PROJECT WAS COMPLETED BY DEADLINE.

OBJECTION INFORMATION

13-084

WATER MEASUREMENT REQUIREMENT - UNIQUE TYPE

THE PERMITTEE SHALL INSTALL FLOW METERING DEVICES AT THE INTAKE AND OUTLET INTO THE SOURCE ADEQUATE TO ALLOW THE FLOW RATES AND VOLUMES OF ALL WATERS BEING DIVERTED AND RELEASED TO BE RECORDED. THE PERMITTEE SHALL KEEP A WRITTEN RECORD OF THE FLOW RATES AND VOLUMES OF ALL WATERS DIVERTED AND RELEASED, INCLUDING THE PERIOD OF TIME, AND SHALL SUBMIT SAID RECORDS TO THE KALISPELL FIELD OFFICE OF THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION BY NOVEMBER 30 OF EACH YEAR.