

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: 76H 30000648 PROVISIONAL PERMIT
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: KENNETH M CREPEA
PO BOX 127
VICTOR, MT 59875

Priority Date: JANUARY 22, 2002 at 02:56 P.M.

Enforceable Priority Date: JANUARY 22, 2002 at 02:56 P.M.

Purpose (use): IRRIGATION

Maximum Flow Rate: 110.00 GPM

Maximum Volume: 22.50 AC-FT

Maximum Acres: 11.51

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NWSESW		1	7N	21W	RAVALLI

Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: WELL

Well Depth: 58.00 FEET

Static Water Level: 10.00 FEET

Casing Diameter: 6.00 INCHES

Pump Size: 5.00 HP

2		NWSESW		1	7N	21W	RAVALLI
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Period of Diversion: APRIL 15 TO OCTOBER 15

Diversion Means: WELL

Well Depth: 60.00 FEET

Static Water Level: 7.00 FEET

Casing Diameter: 6.00 INCHES

Pump Size: 5.00 HP

Purpose (Use): IRRIGATION

Irrigation Type: SPRINKLER

Climatic Area: 2 - MODERATELY HIGH

Volume: 22.50 AC-FT

Period of Use: APRIL 15 to OCTOBER 15

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
1	4.01		SE	NW	SW	1	7N	21W	RAVALLI
2	6.00		SW	NW	SE	1	7N	21W	RAVALLI
3	1.50		NW	SE	SW	1	7N	21W	RAVALLI

Total: 11.51

Geocodes/Valid: 13-1564-01-1-01-31-0000 - Y

Remarks:

Remarks:

ASSOCIATED RIGHT

THIS PERMIT IS ASSOCIATED TO WATER RIGHT NO 76H-C087806. THEY SHARE A COMMON WELL. THIS PERMIT IS ALSO ASSOCIATED TO STATEMENT OF CLAIM 76H-W108773. THEY HAVE OVERLAPPING POU.

CLARK FORK RIVER BASIN LAW

THIS PROVISIONAL WATER USE PERMIT HAS A PRIORITY DATE THAT IS JUNIOR TO THE RIGHTS OF SENIOR WATER RIGHT HOLDERS IN THE CLARK FORK RIVER BASIN. IN ACCORDANCE WITH MONTANA LAW, YOU MAY BE SUBJECT TO A CALL BY SENIOR WATER RIGHT HOLDERS, IN WHICH CASE YOU MAY BE REQUIRED TO DISCONTINUE YOUR USE OF WATER FOR THE PERIOD OF THE CALL.

CONFEDERATED SALISH AND KOOTENAI TRIBES - RESERVED WATER RIGHTS

THIS RIGHT 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 THE EXERCISE OF JUNIOR WATER RIGHTS EITHER WITHIN OR OUTSIDE OF THE EXTERIOR BOUNDARIES OF THE FLATHEAD INDIAN RESERVATION MAY AFFECT THE RESERVED WATER RIGHTS OF THE TRIBE WITHIN THE EXTERIOR BOUNDARIES OF THE RESERVATION. IT IS THE TRIBE'S POSITION THAT ECONOMIC INVESTMENTS MADE IN RELIANCE UPON THIS RIGHT 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 RIGHT IS AT APPROPRIATOR'S RISK. THE ISSUANCE OF THIS RIGHT 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. CV 92-54-M-CCL (UNITED STATES DISTRICT COURT, DISTRICT OF MONTANA, MISSOULA DIVISION - FILED MAY 15, 1992) WHICH CASE IS CURRENTLY PENDING. ANY WATER RIGHT ISSUED BY THE STATE IN THE ABSENCE OF JURISDICTION TO ISSUE THE WATER RIGHT IS VOID.

IMPORTANT INFORMATION

TWO WELLS WILL BE MANIFOLDED TOGETHER FOR A MAXIMUM FLOW RATE OF 110 GPM. THE POD AND POU ARE IN TRACT 34 BEAR CREEK MEADOWS COS 4548.

WATER MEASUREMENT - ANNUAL DATA

WATER MEASUREMENT-ESTIMATION TECHNIQUE

THE APPROPRIATOR SHALL USE A DEPARTMENT APPROVED WATER USE ESTIMATION TECHNIQUE TO DETERMINE THE FLOW RATE OR VOLUME OR BOTH OF ALL WATER DIVERTED. THE APPROPRIATOR SHALL KEEP DAILY WRITTEN RECORDS OF ALL WATER USED, INCLUDING THE PERIOD OF TIME. RECORDS SHALL BE SUBMITTED BY NOVEMBER 30 OF EACH YEAR AND UPON REQUEST AT OTHER TIMES DURING THE YEAR. FAILURE TO SUBMIT REPORTS MAY BE CAUSE FOR REVOCATION OF A PERMIT OR CHANGE. THE RECORDS MUST BE SENT TO THE WATER RESOURCES REGIONAL OFFICE.