

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 30007245 PROVISIONAL PERMIT  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** US DEPT OF INTERIOR, FISH AND WILDLIFE SERVICE  
PO BOX 25486  
DENVER FEDERAL CENTER  
DENVER, CO 80225

**Priority Date:** AUGUST 18, 2003 at 03:38 P.M.

**Enforceable Priority Date:** AUGUST 18, 2003 at 03:38 P.M.

**Purpose (use):** FISH RACEWAYS

**Maximum Flow Rate:** 30.00 GPM

**Maximum Volume:** 88.40 AC-FT

**Source Name:** GROUNDWATER

**Source Type:** GROUNDWATER

**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		NESESE	10	28N	20W	FLATHEAD

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** WELL

**Well Depth:** 202.00 FEET

**Casing Diameter:** 6.63 INCHES

**Flowing:** YES

**Pump Size:** 5.00 HP

**Purpose (Use):** FISH RACEWAYS

**Volume:** 84.40 AC-FT

**Period of Use:** JANUARY 1 to DECEMBER 31

**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			SESE	10	28N	20W	FLATHEAD

**Remarks:**

**ASSOCIATED RIGHT**

THIS PERMIT IS ASSOCIATED TO WATER RIGHTS NOS. 76LJ-W188241, 76LJ-W188242, 76LJ-W188243, 76LJ-W188244, 76LJ-188246, 76LJ-P056336, 76LJ-P081497, AND 76LJ-P111158. THE WATER RIGHTS ARE ASSOCIATED BECAUSE THEY ARE FOR THE SAME FISH RACEWAY.

**ASSOCIATED RIGHT**

THIS PERMIT AND PERMIT NO. 76LJ-P111158 SHARE THE SAME WELL. THE COMBINED APPROPRIATION SHALL NOT EXCEED 90 GPM UP TO 145 ACRE-FEET PER YEAR.

**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.

**CHANGE AUTHORIZATION REMARKS**

AUTHORIZATION TO CHANGE

**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

**Remarks:**

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.