

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 30051779 PROVISIONAL PERMIT  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** MISSOULA COUNTY  
MISSOULA COUNTY COURTHOUSE  
200 W BROADWAY  
MISSOULA, MT 59802

**Priority Date:** SEPTEMBER 8, 2011 at 03:15 P.M.

**Enforceable Priority Date:** SEPTEMBER 8, 2011 at 03:15 P.M.

**Purpose (use):** IRRIGATION  
**Maximum Flow Rate:** 1,070.00 GPM  
**Maximum Volume:**

**Maximum Acres:** 146.80

**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		NWSENW	31	13N	19W	MISSOULA

**Period of Diversion:**  
**Diversion Means:** WELL  
**Well Depth:** 120.00 FEET  
**Static Water Level:** 32.00 FEET  
**Casing Diameter:** 12.00 INCHES

2		SESENE	31	13N	19W	MISSOULA
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**Period of Diversion:** APRIL 1 TO OCTOBER 31  
**Diversion Means:** WELL  
**Well Depth:** 120.00 FEET  
**Static Water Level:** 35.00 FEET  
**Casing Diameter:** 12.00 INCHES

3		SENESE	31	13N	19W	MISSOULA
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**Period of Diversion:**  
**Diversion Means:** WELL  
**Well Depth:** 81.00 FEET  
**Static Water Level:** 35.00 FEET  
**Casing Diameter:** 8.00 INCHES

**Purpose (Use):** IRRIGATION  
**Purpose Clarification:** MUNICIPAL GOLF COURSE  
**Irrigation Type:** SPRINKLER  
**Climatic Area:** 3 - MODERATE  
**Volume:**  
**Period of Use:** APRIL 1 to OCTOBER 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	92.20		NE	31	13N	19W	MISSOULA
2	54.60		SE	31	13N	19W	MISSOULA
<b>Total:</b>	146.80						

**Remarks:**

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**Remarks:**

**ASSOCIATED RIGHT**

THIS PERMIT IS ASSOCIATED WITH WATER RIGHTS NOS. 76H 115949-00 AND 76H 11085-00 BECAUSE THEY SHARE THE SAME POINTS OF DIVERSION AND PLACE OF USE. THIS PERMIT IS FOR ADDITIONAL FLOW RATE ONLY.

**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.

**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 MONTHLY 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.