

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 30067196 PROVISIONAL PERMIT  
**Version:** 2 -- CHANGE AUTHORIZATION  
**Version Status:** ACTIVE

**Owners:** LEONARD B DESMUL II  
674 COUNTRY WAY  
KALISPELL, MT 59901  
  
JENNIFER C DESMUL  
674 COUNTRY WAY  
KALISPELL, MT 59901

**Priority Date:** FEBRUARY 4, 1974 at 03:49 P.M.

**Enforceable Priority Date:** FEBRUARY 4, 1974 at 03:49 P.M.

**Purpose (use):** IRRIGATION

**Maximum Flow Rate:** 200.00 GPM

**Historical Flow Rate:** 200.00 GPM

**Maximum Volume:** 89.96 AC-FT

**Historical Diverted Volume:** 89.96 AC-FT

**Historical Consumptive Volume:** 53.98 AC-FT

**Maximum Acres:** 40.00

**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		NWSESW	26	29N	22W	FLATHEAD

**Period of Diversion:** APRIL 15 TO OCTOBER 15

**Diversion Means:** WELL

**Well Depth:** 350.00 FEET

**Static Water Level:** 123.00 FEET

**Casing Diameter:** 20.00 INCHES

**Purpose (Use):** IRRIGATION

**Irrigation Type:** SPRINKLER

**Volume:** 89.96 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 Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	40.00		SESW	26	29N	22W	FLATHEAD

**Total:** 40.00

**Geocodes/Valid:** 07-4077-26-3-01-25-0000 - Y

**Remarks:**

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**Remarks:**

**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.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 641 # 104190 RECEIVED 10/10/2012.