

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 35016-00 PROVISIONAL PERMIT  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:**  
GEORGE L SHERWOOD  
PO BOX 343  
FRENCHTOWN, MT 59834-0343  
  
DONNA L SHERWOOD  
PO BOX 343  
FRENCHTOWN, MT 59834-0343  
  
MICHAEL J SHERWOOD  
PO BOX 8358  
MISSOULA, MT 59807-8358  
  
ANN M SHERWOOD  
PO BOX 8358  
MISSOULA, MT 59807-8358  
  
DANIEL A SHERWOOD  
PO BOX 146  
FRENCHTOWN, MT 59834-0146  
  
SHERRY SHERWOOD  
PO BOX 146  
FRENCHTOWN, MT 59834-0146

**Priority Date:** JULY 29, 1981 at 02:45 P.M.  
**Enforceable Priority Date:** JULY 29, 1981 at 02:45 P.M.

**Purpose (use):** DOMESTIC  
**Maximum Flow Rate:** 8.00 GPM  
**Maximum Volume:** 1.50 AC-FT  
**Source Name:** FLATHEAD RIVER (FLATHEAD LAKE)  
**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		NESWNW	19	24N	20W	LAKE

**Period of Diversion:** JANUARY 1 TO DECEMBER 31 **Flow Rate:** 8.00 GPM  
**Diversion Means:** PUMP  
**Pump Size:** 0.50 HP

**Purpose (Use):** DOMESTIC  
**Households:** 1  
**Volume:** 1.50 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			SENWNW	19	24N	20W	LAKE

**Subdivision:** WILD HORSE ISLAND TRACT/LOT L-1

**Geocodes/Valid:** 15-3468-19-2-02-05-0000 - Y

**Remarks:**

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**Remarks:**

**LAND DESCRIPTION CLARIFICATION**

THE POINT OF DIVERSION AND PLACE OF USE ARE LOCATED ON LOT L-1 OF WILDHORSE ISLAND.

**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 ECONOMIC INVESTMENTS MADE IN RELIANCE UPON THIS RIGHT, DO NOT CREATE IN THE APPROPRIATOR ANY EQUITY OF 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 THE 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.