

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 40187-00 GROUND WATER CERTIFICATE
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: ROCKY POINT HOMESTEAD LLC
% KATHERINE BADDOUR
110 HICKS COT RD
PULASKI, TN 38478-8740

Priority Date: SEPTEMBER 22, 1981 at 01:51 P.M.

Enforceable Priority Date: SEPTEMBER 22, 1981 at 01:51 P.M.

Purpose (use): DOMESTIC
LAWN AND GARDEN

Maximum Flow Rate: 16.00 GPM

Maximum Volume: 2.50 AC-FT

Maximum Acres: 0.75

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		NWSE	33	24N	20W	LAKE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Subdivision: MATTERHORN VILLA SITE TRACT/LOT: 2 BLOCK: 6

Well Depth: 320.00 FEET

Static Water Level: 32.00 FEET

Casing Diameter: 6.62 INCHES

Pump Size: 1.50 HP

Purpose (Use): DOMESTIC

Households: 1

Volume: 1.00 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			NWSE	33	24N	20W	LAKE

Subdivision: MATTERHORN VILLA SITE TRACT/LOT 2 BLOCK: 6

Purpose (Use): LAWN AND GARDEN

Volume: 1.50 AC-FT

Period of Use: APRIL 1 to SEPTEMBER 30

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	0.75		NWSE	33	24N	20W	LAKE

Subdivision: MATTERHORN VILLA SITE TRACT/LOT 2 BLOCK: 6

Total: 0.75

Geocodes/Valid: 15-3468-33-4-02-02-0000 - Y

Remarks:

Remarks:

LAND DESCRIPTION CLARIFICATION

POINT OF DIVERSION IS ON LOT G AND PLACE OF USE IS ON LOTS E AND G OF MCDONELL TRACTS IN LOT 2 OF BLOCK 6 OF ABOVE SAID SUBDIVISION.

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.

REISSUED RIGHT

THE RIGHT ISSUED ON 02/08/1982 WAS REISSUED. THE RIGHT WAS REISSUED BECAUSE THE LEGAL LAND DESCRIPTION WAS MODIFIED BASED ON DOR OWNERSHIP RESEARCH.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 68673 RECEIVED 10/19/2009.