

FILED

OCT 24 2022

Montana Water Court

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Marten Diane E.
LAST NAME FIRST NAME MID. INITIAL
46803 Back Rd
STREET ADDRESS OR PO BOX
Ronan MT 59869
CITY STATE ZIP CODE
(406) 421-4667 dienem@ronan.mt
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE

PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

Our objection is listed by the fact that our original source of water is not the original source. Our original source according to the tribe is not what is coming across the road, but by what is >

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 3013
(One Number Per Form)

Page number in Decree: _____
Source: Pablo Reservoir

DATED this 13th day of October, 2022.

Diane E. Marten
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

Coming in from the SE. Now we have
used that water source for the
last 16 yrs. What is the change from
the last 14 yrs. to the last 5 yrs.

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Jean E. Mather, declare under penalty of perjury, that on the 13 day of October, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

Save Your Water Rights Important Links and Information!

Save Your Water Rights Information Hotline
1-888-607-3639

Save Your Water Rights Information
<https://westernmtwaterrights.wordpress.com/2022/08/06/saveyourwaterrights-org/>

Citizens Equal Rights Alliance
<https://citizensalliance.org/>

Water Rights Bureau – DNRC
<http://dnrc.mt.gov/divisions/water/water-rights>

Montana Water Rights Handbook
<https://leg.mt.gov/content/Publications/Environmental/2018-water-rights-handbook-final.pdf>

Water Court Letter sent to Montana Land Owners
<https://courts.mt.gov/external/water/A-Notices%20and%20Information/CSKT/NtcEntry.pdf>

Objection Form and Water Court Information
<https://courts.mt.gov/courts/water/LegalResources>

CSKT Compact
<http://dnrc.mt.gov/divisions/water/water-compact-implementation-program/confederated-salish-and-kootenai-tribes-compact>

Funding Our Own Demise
<https://westernmtwaterrights.files.wordpress.com/2018/04/funding-our-own-demise.pdf>

CSKT 10,000 Claims Map
<https://westernmtwaterrights.files.wordpress.com/2015/08/basinswithclaims-5.pdf>

A TOOLBOX FOR OBJECTIONS

1. Begin at the beginning. This is your history, what you have, what you do with it and what effect the Tribal Water Rights and their Administration may have on you.
2. Be advised the Montana Water Court can only consider objections relating to “the parts of the compact that determine the Tribes Water Rights and their Administration”. (Pg. 1 Prelim Dec.)
3. Issues for objection can include:
 - a. Volume – Acre feet, gallons, cubic feet. /
 - b. Flow Rate – Gallons per minute (GPM), Cubic Feet per second (CFS), Miners Inch (MI).
 - c. Priority Date: - When was the water appropriated and used or this may be operation of law with water set aside by Act of Congress, Treaty, State Legislative Act or Court Decision. It is usually a date such as July 10, 2008. It is not the date a well was drilled but the day it was put to use. *Sept 5, 2005*
 - d. Place of Use – Where is the water used – a section, township and range, a lot on block one to City of Polson or a Tract of Certificate of Survey. This is usually called POU. *SEC 3, T21N R20W, Tract 19.50 @ PDES*
 - e. Point of Diversion – Location of a well, location of a headgate, location of a dam, vicinity in a larger parcel of land where horses drink. This is generally called POD.
 - f. Ownership of Claim – Who owns the water that is being diverted. This may be an individual, a State, the USA, A Tribe or otherwise. There may be multiple owners.
4. The items above may be tied to the history of the land, the history of the use of the land, the history of how the parcel of property was created and the history of the ownership of the property.

5. The history aspect also applies to the use of the water. This is not just when, where, why and how and what for. Uses could include:
 - a. Domestic ✓
 - b. Lawn and Garden – Generally smaller scale ✓
 - c. Irrigation ✓
 - d. Livestock ✓
 - e. Recreation
 - f. Power Generation – Water wheel – Electricity – Baffle Movement
 - g. Navigation – Float a Boat – Float a Canoe – Float a Log
 - h. Riparian or Wetlands Preservation ✓

An understanding of these aspects of your land and water should provide your basis for what things or aspects of Tribal Water Rights and their Administration will affect you.

For example, if your land was allocated by a Tribal Member and then sold, you may want to consider an objection based on ownership if the conveyance of the land did not exclude the water. You will need to consider many things to frame any objections.

Land records are in the Clerk and Recorder Office, the BIA Lands Office in Ronan or St. Ignatius and the BLM Lands Office in Billings. Complete records prior to 1923 may be in Missoula County Archives. This is a place to begin. If you complete this research soon you can craft objections by November for December filing.

You may need to call the Title Company that did Title Insurance for you as they may have the records.

In addition, talk to your elderly neighbors as they may know a great deal about history that is relevant to these issues. Buy them lunch.

Additional Information needed for Objection to Water Compact

1. Legal description of property
2. List and cost of Water Right Claims/Abstracts
3. Description of your objection and how you are individually affected
*The people that bought the ~~piece~~ piece of property
across the road, closed in our path through to irrigation*
4. Property maps
5. Acreage/crop production reports if applicable
6. Pictures

FILED

SEP 16 2022

Montana Water Court 9/12/2022

Dear Sirs,

I don't believe it isn't fair to let the tribe have the water rights after all of these years. We paid for our water rights. And I wonder how they are going ~~to~~ to handle water rights. My friends that live on tribe land said that even though they pay for the water, the tribe gets all the water they want and if there is water left than they can use the water. I'm also not sure the tribe will know how to handle all of the water rights.

Thank you,

Beverly Huffman
Box 989

Plains, MT

59859

WC-0001-C-2021

From: [Byron Smith](#)
To: [Watercourt \(Bozeman\)](#); objections@cskt.org; denver.enrd@usdoj.gov; [Saye, Jean](#)
Subject: [EXTERNAL] Water Rights Objection
Date: Wednesday, September 7, 2022 11:14:32 AM
Attachments: [Scan 2022-9-7 10.46.10.pdf](#)

September 7, 2022

Montana Water Court

To Whom it may Concern

Re: Water Right Number 76LJ 4121-00

Please see our attached Montana Water Court Objection Form re: 2015 Mt SB262 and Federal Feb 2020 SB3019 (the later yet to be approved by MT legislature.) We object that our property's water rights (within outer boundaries of the Flathead Reservation) may become subject to reverting to the ownership of the Flathead tribe should we decide to sell or title others to said property, i.e. family. Our property, 28996 Finley Point Lane, Polson, MT, 59860, was developed by our deceased parents, Cecil and Marjorie Smith in 1973. Our water rights ownership has been updated by them and also by us as second owners of this property four times, see #76LJ4121-00. We are not and do not have the ability to be Flathead Tribal members and so we have no say in the establishment of new water ownership when this property changes hands. Please consider the loss of property value, even its saleability and the added expenses for potential lawsuits should these rights be denied to new owners and/or changed. Our water source is Flathead River (Flathead Lake.) The decree page number is not available but this is page 1 of 2, Review Abstract.

Thank you,

Byron and Kalmia Smith

**IN THE WATER COURT OF THE STATE OF MONTANA
 CONFEDERATED SALISH AND KOOTENAI TRIBES
 MONTANA – UNITED STATES COMPACT**

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

SMITH LIVING TRUST

1. Objector's Name, Address, and Phone Number:

SMITH, BYRON C.

LAST NAME FIRST NAME MID. INITIAL

28996 FINLEY POINT LN.

STREET ADDRESS OR PO BOX

POLSON, MT 59860

CITY STATE ZIP CODE

(406) 887-2411 **Byron.arch@**

PHONE NUMBER E-MAIL **gmail.com**

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE

PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

Although CSKT Water Compact protects water rights for existing water rights holders, we object to our water rights reverting to tribal ownership in the event of sale or passing of our title. Our historical ownership includes: 5/15/73, 9/69/1999, 5/25/10 and 9/27/2016.

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76 LJ4121-00
 (One Number Per Form)

Page number in Decree: _____
 Source: MTDNRC

DATED this 7 day of SEPTEMBER 2022.

[Handwritten Signature]
 SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

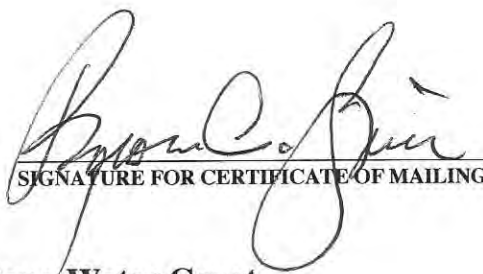
CERTIFICATE OF MAILING

I, BYRON G. SMITH, declare under penalty of perjury, that on the 7TH day of SEPTEMBER, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@eskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Save@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

Please send this completed original to: **Montana Water Court**
PO Box 1389
Bozeman, MT 59771-1389
or **E-mail: watercourt@mt.gov**

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

FILED

JUL 27 2022

Montana Water Court

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

2. Objector's Attorney name, address, and phone number:

Galioto Annette F
LAST NAME FIRST NAME MID. INITIAL
831 Freeman Ridge Rd.
STREET ADDRESS OR PO BOX
Troy MT 59935
CITY STATE ZIP CODE
(406) 334-5403
PHONE NUMBER
E-MAIL
inthegarden777@protonmail.com

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)


All of it, I have NO idea how any of this will affect my water rights and no one could give me a clear answer as to how it would. I will not agree to something that is vague.

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76D 43279-00
(One Number Per Form)

Page number in Decree: 1
Source: Groundwater,
Developed Spring

DATED this 22 day of July, 2022.


SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

93245
sc

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Annette Calio, declare under penalty of perjury, that on the 25th day of July, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of Natural Resources and Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov



SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

FILED

JUL 27 2022

Montana Water Court

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

(mailing address: 831 Freeman Ridge Rd, Troy MT 59935)

1. Objector's Name, Address, and Phone Number:

Galioto Annette F
LAST NAME FIRST NAME MID. INITIAL
4056 East Side Road
STREET ADDRESS OR PO BOX
Troy MT 59935
CITY STATE ZIP CODE
(406) 334-5403
PHONE NUMBER
E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

inthe garden 777 @ protonmail.com

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

ALL OF IT! I have no idea how any of this will affect my water rights & no one could give me a clear answer as to how it would. I will not agree to something that I have no idea how it will affect my

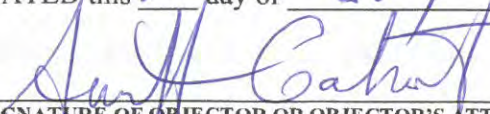
4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76B 35445 00
(One Number Per Form)

Page number in Decree: 1
Source: _____

water usage or is vague.

DATED this 22 day of July, 2022.


SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

93266 DJC

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Annette Calio, declare under penalty of perjury, that on the 25th day of July, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cstkt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of Natural Resources and Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov



SIGNATURE FOR CERTIFICATE OF MAILING

Please send this completed original to: **Montana Water Court**
PO Box 1389
Bozeman, MT 59771-1389

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

FILED

JUL 27 2022

Montana Water Court

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA - UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

(Mailing address: 831 Freeman Ridge Rd, Troy, MT 59935)

1. Objector's Name, Address, and Phone Number:

Galioto Annette F
LAST NAME FIRST NAME MID. INITIAL
4056 East side Rd.
STREET ADDRESS OR PO BOX
Troy MT 59935
CITY STATE ZIP CODE
406 334 - 5403
PHONE NUMBER
E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL
STREET ADDRESS OR PO BOX
CITY STATE ZIP CODE
PHONE NUMBER E-MAIL

in the garden 777@proton mail.com

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

ALL OF IT! I have no idea how any of this will affect my water rights & no one could give me a clear answer as to how it would. I will not agree to something that is vague.

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76B 60962 00
(One Number Per Form)

Page number in Decree: 1
Source:

DATED this 22 day of July, 2022.

[Signature]
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

93267 DTC

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Annette Calio, declare under penalty of perjury, that on the 25th day of July, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@eskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov



SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

FILED

JUL 27 2022

Montana Water Court

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA - UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Coalioto Annette F
LAST NAME FIRST NAME MID. INITIAL
831 Freeman Ridge Rd.
STREET ADDRESS OR PO BOX
Troy MT 59935
CITY STATE ZIP CODE
(406) 334-5403
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

inthe garden 777@protonmail.com

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

ALL OF IT! I have no idea how any of this
will affect my water rights & no one could
give me a clear answer as to how it would.
I will not agree to something that is vague.

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76D 75067-00
(One Number Per Form)

Page number in Decree: 1
Source: Groundwater

DATED this 27 day of July, 2022.

[Signature]
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

93268 DTC

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Annette Calio, declare under penalty of perjury, that on the 25th day of July, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@eskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of Natural Resources and Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

OBJECTIONS MUST BE RECEIVED AT THE WATER COURT BY DECEMBER 6, 2022.

WC-0001-C-2021

November 3, 2022

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT **Montana Water Court**

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Key-Summer, Bonnie E.
LAST NAME FIRST NAME MID. INITIAL
P.O. Box 308
STREET ADDRESS OR PO BOX
Thompson Falls, MT 59873
CITY STATE ZIP CODE
(406) 827-9704 Summer@BlackFoot.net
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE

PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

I object to any and all changes to my existing water rights. My water rights are a major part of the value of my property. My well "flow rate" is less than 100 gallons per minute, and my water rights are downstream from Flathead Reservation.

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76N 5597-00
(One Number Per Form)

Page number in Decree: _____
Source: _____

DATED this 06 day of October, 2022.
Bonnie Key Summer
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, BONNIE KEY-SUMNER declare under penalty of perjury, that on the 06 day of October, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

WC-0001-C-2021

November 9, 2022

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA - UNITED STATES COMPACT Montana Water Court

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Burton James R
LAST NAME FIRST NAME MID. INITIAL
33958 Connolly Way
STREET ADDRESS OR PO BOX
Polson MT 59860
CITY STATE ZIP CODE
(406) 857-2424 burtonja406@gmail.com
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE

PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

We object to you for wanting us to pay for the water in our own well for which we paid to have drilled. It is a flowing well used for domestic use and share it with Steve & Cheryl Ralston on Lot "B"

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76LJ-C-064132-00
(One Number Per Form)

Page number in Decree: _____
Source: _____

DATED this 1st day of November, 2022.

James R. Burton
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, James R Burton, declare under penalty of perjury, that on the 1st day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1520 EAST SIXTH AVENUE
HELENA, MONTANA 59620



Certificate of Water Right

THIS CERTIFICATE OF WATER RIGHT IS HEREBY ISSUED TO:

JIM & AUDREY BURTON
222 4TH AVE SW
CUT BANK MT 59427

UPON FINDING THAT THE REQUIREMENTS OF SECTION 85-2-301 MCA
HAVE BEEN MET.

CERTIFICATE OF WATER RIGHT NUMBER: 64132-G76LJ

PRIORITY DATE: AUGUST 12, 1986 AT 8:25 A.M.

TOTAL AMOUNT: 25.00 GPM UP TO 1.50 AC-FT

DIVERSION POINT: LOT A
CONNOLLY POINT SUBD
SESESE SEC. 19 TWP. 23N RGE. 19W LAKE CO

SOURCE: GROUNDWATER WELL

USE: 25.00 GPM UP TO 1.50 AC-FT (01/01-12/31)
FOR DOMESTIC

PLACE OF USE: LOT A
SESESE SEC. 19 TWP. 23N RGE. 19W LAKE CO
FOR DOMESTIC

LOT A
NENENE SEC. 30 TWP. 23N RGE. 19W LAKE CO
FOR DOMESTIC

**** PRIOR RIGHTS:**
THIS CERTIFICATE IS ISSUED SUBJECT TO ALL PRIOR EXISTING WATER RIGHTS
IN THE SOURCE OF SUPPLY.

**** CONTAMINATION, FLOWING WELLS:**
THIS CERTIFICATE IS SUBJECT TO SECTION 85-2-505, MCA, REQUIRING THAT
ALL WELLS BE CONSTRUCTED SO THEY WILL NOT ALLOW WATER TO BE WASTED, OR
CONTAMINATE OTHER WATER SUPPLIES OR SOURCES, AND ALL FLOWING ARTESIAN
WELLS SHALL BE CAPPED OR EQUIPPED SO THE FLOW OF WATER MAY BE STOPPED
WHEN NOT BEING PUT TO BENEFICIAL USE.

FAILURE TO COMPLY WITH ANY TERMS AND CONDITIONS HEREIN MAY RESULT IN
THE LOSS OF THE WATER RIGHT GRANTED BY THIS CERTIFICATE.

**** TRANSFER OF OWNERSHIP:**
UPON A CHANGE IN OWNERSHIP OF ALL OR ANY PORTION OF THIS CERTIFICATE,
THE PARTIES TO THE TRANSFER SHALL FILE WITH THE DEPARTMENT OF NATURAL
RESOURCES AND CONSERVATION A WATER RIGHT TRANSFER CERTIFICATE,
FORM 608, PURSUANT TO SECTION 85-2-424, MCA.

Diana M. Draper
WITNESS

Rita Nason
WATER RIGHTS ANALYST: RITA NASON

DATE: OCTOBER 01, 1986 WATER RIGHTS BUREAU, WATER RESOURCES DIVISION

ACKNOWLEDGEMENT OF WATER RIGHT TRANSFER
FROM
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
STATE OF MONTANA

WATER RIGHT NUMBER 76LJ-C-064132-00

WE HAVE RECEIVED AND RECORDED A TRANSFER OF WATER RIGHT OWNERSHIP IN WHICH YOU WERE NAMED AS A PARTY. THE RECORDS MAINTAINED BY THE WATER RIGHTS BUREAU HAVE BEEN CHANGED TO REFLECT THE NEW OWNERSHIP ACCORDING TO THE WATER RIGHT TRANSFER. THE ABSTRACT BELOW SHOWS THE CURRENT WATER RIGHT INFORMATION. BOTH BUYER AND SELLER HAVE BEEN SENT THIS ACKNOWLEDGEMENT.

IF YOU HAVE QUESTIONS, PLEASE CONTACT YOUR LOCAL WATER RESOURCES REGIONAL OFFICE. KALISPELL REGIONAL OFFICE, 752-2288.

*****DNRC*LOCATE** *8*FD*861014***

OWNERS: RALSTON R STEVEN
7385 SALVIA CT
ARVADA CO 80007
RALSTON CHERYL R
7385 SALVIA CT
ARVADA CO 80007

PRIORITY DATE: AUG 12, 1986 8:25

FLOW RATE: 25.00 GALLONS PER MINUTE (G)

VOLUME: 1.50 ACRE FEET PER YEAR (AF)

SOURCE: WELL

PURPOSE:

USE	FLOW	VOLUME (AF)	ACRES	PERIOD OF USE
DOMESTIC	25.00 G	1.50		JAN 1 TO DEC 31

SUBDIVISION NAME: CONNOLLY POINT SUBD

POINTS OF DIVERSION AND MEANS OF DIVERSION:

WELL:

LOT	BLK	QTR SEC	SEC	TWP	RGE	COUNTY
A	SESESE	19	23N	19W	LAKE	

PLACE OF USE FOR DOMESTIC:

ACRES	LOT	BLK	QTR SEC	SEC	TWP	RGE	COUNTY
001	A	SESESE	19	23N	19W	LAKE	
002	A	NENENE	30	23N	19W	LAKE	

** TRANSFER OF OWNERSHIP:

UPON A CHANGE IN OWNERSHIP OF ALL OR ANY PORTION OF THIS CERTIFICATE, THE PARTIES TO THE TRANSFER SHALL FILE WITH THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION A WATER RIGHT TRANSFER CERTIFICATE, FORM 608, PURSUANT TO SECTION 85-2-424, MCA.

REMARKS: NOTICE OF WATER RIGHT TRANSFER RECEIVED 07/28/98.

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA - UNITED STATES COMPACT

WC-0001-C-2021
November 9, 2022

CASE NO. WC-0001-C-2021

Montana Water Court

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Lustman Shelley
LAST NAME FIRST NAME MID. INITIAL
1492 Lower Valley RD
STREET ADDRESS OR PO BOX
KALispell MT 59901
CITY STATE ZIP CODE
(201) 248-3270 Shelley.p@AOL.com
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

TO BE ~~Determined~~ determined
LAST NAME FIRST NAME MID. INITIAL
STREET ADDRESS OR PO BOX
CITY STATE ZIP CODE
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

My time immemorial water rights conflict with this compact - see attached letters

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76LJ 4415-00
(One Number Per Form)

Page number in Decree: See enclosed
Source: _____

DATED this 1st day of November, 2022.

[Signature]
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Shelley Lustman, declare under penalty of perjury, that on the 15th day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

REVIEW ABSTRACT OF WATER RIGHT CLAIM

IMPORTANT NOTICE

AN ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED IN ACCORDANCE WITH THE SUPREME COURT RULES GOVERNING THE EXAMINATION OF THIS CLAIM.

Water Right Number: 76LJ 4415-00 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: SHELLEY LUSTMAN
1492 LOWER VALLEY RD
KALISPELL, MT 59901

CORY S WILSON
1490 LOWER VALLEY RD
KALISPELL, MT 59901

SARA J WILSON
1490 LOWER VALLEY RD
KALISPELL, MT 59901

OWNERSHIP UPDATE PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT MAY BE SPLIT INTO SEPARATE WATER RIGHTS UPON REQUEST OF THE OWNERS.

Priority Date: APRIL 30, 1962
Enforceable Priority Date: APRIL 30, 1962

Type of Historical Right: USE

Purpose (use): IRRIGATION
Irrigation Type: SPRINKLER

Flow Rate: 119.00 GPM

***Volume:** THE TOTAL VOLUME OF THIS WATER RIGHT SHALL NOT EXCEED THE AMOUNT PUT TO HISTORICAL AND BENEFICIAL USE.

Climatic Area: 3 - MODERATE

Maximum Acres: 22.50

Source Name:: ASHLEY CREEK
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NE	SESE	35	28N	21W FLATHEAD

Period of Diversion: MAY 15 TO SEPTEMBER 15

Diversion Means: PUMP

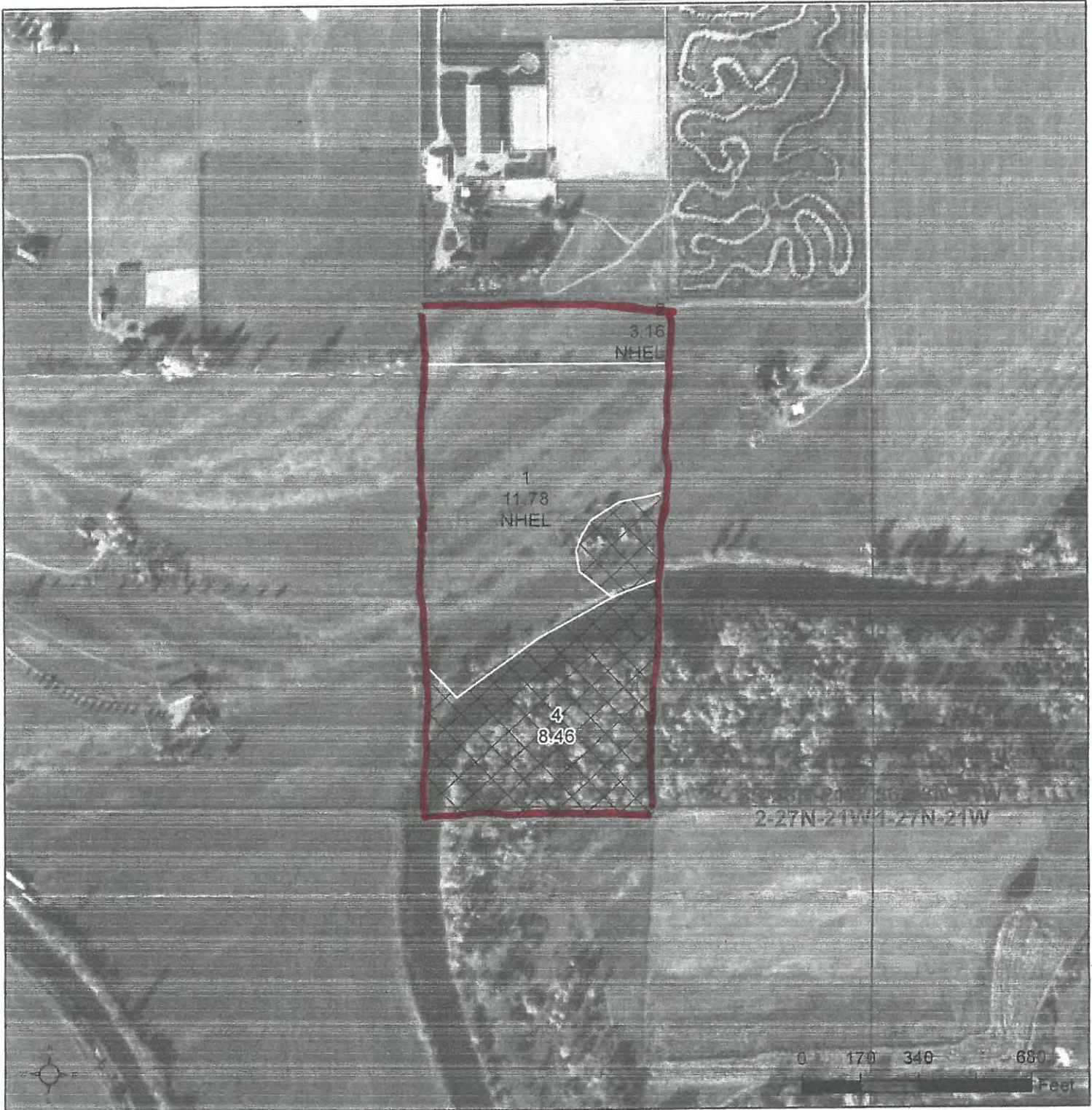
Period of Use: MAY 15 to SEPTEMBER 15

NOTICE OF OBJECTION**DATE : 10/27/2022****Shelley Lustman****1492 Lower valley Rd****Kalispell Mt 59901****Phone # 201 248 3270****Email shelleypip@aol.com****Case #WC-0001-C-2021****Water Right Number 76LJ 4415-00****Place of Use: ID 1 Acres : 22.50 Qtr Sec: SESE Sec: 35 TWP 28N Rge:****21W County: Flathead****Purpose : Irrigation****Via: Email, Certified mail****Dear Daniel J Decker, David Harder , Molly Kelly**

Please be advised that I Shelley Lustman at the above referenced property put you on formal notice that I object to this process and over reach. I bought this farm property with deeded water rights and paid a large premium due to these water rights. Without water rights my farm property will not have any value. This over reach to " TAKE" water rights is " taxation without representation" a constitutional violation. This so called "Deal" was negotiated by three governments , Montana state, tribes, and federal government, NOT the public and was sneaked through a Omnibus bill not a stand alone bill. The populous was blindsided by this! Something must be done as this negatively impact's the water and property rights of 2/3 of the state of Montana

Thanking you in advance for your anticipated cooperation

Shelley Lustman



Common Land Unit Tract Boundary

- Cropland
- ✕ Other Use

Wetland Determination Identifiers

- Restricted Use
- ▽ Limited Restrictions
- Exempt from Conservation Compliance Provisions

Tract Cropland Total: 14.94 acres

2020 Program Year

Map Created April 28, 2020
2018/2019 NAIP

Farm 6725
Tract 16690

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).

WC-0001-C-2021

November 9, 2021

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA - UNITED STATES COMPACT

Montana Water Court

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

THOMPSON, JOHN J.
LAST NAME FIRST NAME MID INITIAL
1916 THOMPSON RIVER RD
STREET ADDRESS OR PO BOX
THOMPSON Falls MT 59873
CITY STATE ZIP CODE
(760) 500-0552 jthompson@montana.com
PHONE NUMBER EMAIL

2. Objector's Attorney name, address, and phone number

LAST NAME FIRST NAME MID INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE

PHONE NUMBER EMAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

RE: SEC 5 TIZIN, R33N, P44, PAGE 23, E-244444 BASED ON TITLE TO PROPERTY
R36, MILD FISKE VAL #2 PAGE 277

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: _____
(The number for each)

Page number in Decree: _____
Source: _____

DATED this 3rd day of November, 2021

John J. Thompson

SIGNATURE OF OBJECTOR OR COUNTERPARTY ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

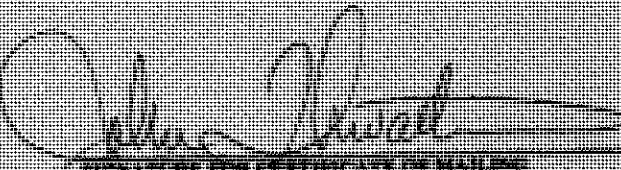
CERTIFICATE OF MAILING

I, JOHN THWAITS, declare under penalty of perjury, that on the 3rd day of NOVEMBER, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 378
Pella, MT 59855
objections@ktdt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 170
Denver, Colorado 80202
office_denver.enr@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1510 Elwood Avenue
PO Box 201601
Helena, MT 59601
john.thwaits@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

Please send this completed original to:

Montana Water Court
PO Box 1389
Bozeman, MT 59711-1389

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

WC-0001-C-2021

November 9, 2022

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT

Montana Water Court

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Haynack Lisa K
LAST NAME FIRST NAME MID. INITIAL
9 Ponderosa Place
STREET ADDRESS OR PO BOX
Thompson Falls, MT 59873
CITY STATE ZIP CODE
(602) 540-9495 KHaynack@gmail.com
PHONE NUMBER E-MAIL cwm

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

I object to the whole thing. Why give me water rights when
Property is bought just to take it away from some trees back in the 1880's
Also will we be reimbursed for the thousands spent on putting
a well in and the drilling fees?

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76N 300 291 86
(One Number Per Form)

Page number in Decree: _____
Source: _____

DATED this 3rd day of November, 2022.

Lisa K. Haynack
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Lisa Haynack, declare under penalty of perjury, that on the 3rd day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of Natural Resources and Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

WC-0001-C-2021

November 9, 2022

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT **Montana Water Court**

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

MARSH MICHAEL W. + SUSAN M.
LAST NAME FIRST NAME MID. INITIAL
19 RANCH LN.
STREET ADDRESS OR PO BOX
THOMPSON FALLS, MT. 59873
CITY STATE ZIP CODE
(775) 217-9071 MIKE.MARSH9789@GMAIL.COM
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

PLEASE SEE ATTACHED PAGES

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76N 111205-00
(One Number Per Form)

Page number in Decree: 5
Source: GROUND WATER

DATED this 02 day of NOVEMBER, 2022.

M.W. Marsh
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, MICHAEL W. + SUSAN M. MARSH, declare under penalty of perjury, that on the 02 day of NOVEMBER, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389
or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

Attachment 1 to NOTICE OF OBJECTION AND REQUEST FOR HEARING CASE NO.
WC-0001-C-2021

The well for water right # 76N 111205-00 was initially completed on April 08, 1999. The well was deepened on May 01, 1999 from an initial 200 feet to 240 feet. The well was put into use July 07, 1999. Initial Notice of Completion of Groundwater Development was submitted to Montana DNRC May 03, 2000. Initial Certificate of Water Rights was issued from Montana DNRC for water rights # 76N 111205-00 on October 13, 2000 at a rate of 12 GPM up to 2.63 Acre-Feet per Year for Multiple Domestic. Ownership update was registered with Montana DNRC on April 24, 2006. Ownership update was again registered with the Montana DNRC to current owners on June 28, 2019 at a rate of 12 GPM UP TO 2.63 Acre-Feet per Year for The Purpose of Multiple Domestic Use. We purchased our property in late 2018 and were never notified of any issues with the water rights at that time. We received our Ground Water Certificate for water right # 76N 111205-00 June 28, 2019 without any issues and/or problems. Mailing address change requested November 01, 2022 through Montana DNRC website.

We are filing an objection to above case number based on the following grounds and request a hearing:

1. Domestic use - We currently use our water rights for domestic use, i.e. cooking, bathing, cleaning, etc. If we lose our water rights we lose our ability to perform these functions. Our property would lose most property value based on loss of water rights.
2. Lawn and Garden - We currently cultivate an orchard consisting of 20 fruit trees along with numerous different berry plants and grape vines, along with a garden area cultivating a wide variety of vegetables for personal use. We use our water rights for watering orchard, garden and lawn. Without our water rights, we would not be able to raise our own food and/or water our yard. Our property would lose most property value based on loss of water rights.
3. Livestock - We currently raise 3 cows, 4 goats and 20 chickens. We use our water rights for watering our livestock which we raise for personal food use. If we lose our water rights, we lose our ability to raise our livestock. Our property would lose most property value based on loss of water rights.
4. Irrigation - We currently use our water rights to our water pasture to graze our livestock. Without our water rights, our pasture grass would die and we would lose all ability to feed our livestock without greater expense due to having to purchase all hay/feed from the economy. Our property would lose most property value based on loss of water rights.
5. Real Estate Law - Under Real Estate Disclosure law, it would appear to us that the fact that CSKT has filed water rights over a great geographical area (June 2015) that Realtors/Sellers must disclose that fact when selling property within that area. Who would buy a property knowing that they would not have a water right on that property? We purchased our property and water right after June 2015 and just found out about this compact in October 2022.
6. Failure to Receive Montana Water Court Letter - We did not receive any official notification, notices or correspondence from the Montana Water Court giving any notice whatsoever for objections and/or format to file objections. We found out about the water compact in October 2022 by word of mouth.
7. Overreach - The original land patent that included our property was signed by President Roosevelt January 14, 1909 under authority of the May 20, 1862 Homestead Entry Original (12 Stat. 392). Document number 1556 and 2571. BLM serial number MTMTAA 067026.
8. Overreach - CSKT Water Compact is an overreach by all negotiating parties involved as there is not any grounds for Off-Reservation Water rights. The original HELLGATE TREATY

OF 1855 did not include the area in which our property resides. There is also no legal grounds to remove our water rights after the fact.

Signed

A handwritten signature in blue ink, appearing to read "M. W. Marsh".A handwritten signature in blue ink, appearing to read "S. Marsh".

Michael W and Susan M Marsh

MONTANA WELL LOG REPORT

Other Options

This well log reports the activities of a licensed Montana well driller, serves as the official record of work done within the borehole and casing, and describes the amount of water encountered. This report is compiled electronically from the contents of the Ground Water Information Center (GWIC) database for this site. Acquiring water rights is the well owner's responsibility and is NOT accomplished by the filing of this report.

[Return to menu](#)
[Plot this site in State Library Digital Atlas](#)
[Plot this site in Google Maps](#)
[View scanned well log \(7/10/2009 8:40:49 AM\)](#)

NOTICE >>

This well deepens GWIC Id **251066**.

<< NOTICE

Site Name: **STONEHOCKER DON**
 GWIC Id: **175620**

Section 7: Well Test Data

Total Depth: 240
 Static Water Level: 128
 Water Temperature:

Section 1: Well Owner(s)

1) STONEHOCKER, DON (MAIL)
 PO BOX 581
 THOMPSON FALLS MT 59873 [05/01/1999]

Air Test *

15 gpm with drill stem set at feet for 1 hours.
 Time of recovery 1 hours.
 Recovery water level 128 feet.
 Pumping water level 126 feet.

Section 2: Location

Township	Range	Section	Quarter Sections
21N	29W	22	SE¼
County			Geocode
SANDERS			
Latitude	Longitude	Geomethod	Datum
47.560246	-115.295825	TRS-SEC	NAD83
Ground Surface Altitude	Ground Surface Method	Datum	Date

* During the well test the discharge rate shall be as uniform as possible. This rate may or may not be the sustainable yield of the well. Sustainable yield does not include the reservoir of the well casing.

Addition
 HORSE RANCH MINOR

Block Lot

Section 3: Proposed Use of Water

There are no uses assigned to this well.

Section 8: Remarks

Section 4: Type of Work

Drilling Method: ROTARY
 Status: DEEPENED

Section 9: Well Log

Geologic Source

Unassigned

From	To	Description
0	1	TOPSOIL
1	32	GRAVEL
32	34	GRAVEL CLAY
34	39	SAND CLAY
39	57	BROWN SILT
57	60	SMALL LAYERED CLAY
60	116	SILT
116	119	SILT CLAY
120	150	CLAY SILT BITS OF GRAVEL
150	180	CLAY
180	193	CLAY TRACE WATER
193	195	CLAY GRAVEL BROKEN ROCK
195	200	GRAVEL FRACTURED ROCK WATER
200	240	CLAY GRAVEL & WATER

Driller Certification

All work performed and reported in this well log is in

Section 5: Well Completion Date

Date well completed: Saturday, May 1, 1999

Section 6: Well Construction Details

Borehole dimensions

From	To	Diameter
0	240	6

Casing

From	To	Diameter	Wall Thickness	Pressure Rating	Joint	Type
0	240	6				STEEL

Completion (Perf/Screen)

From	To	Diameter	# of Openings	Size of Openings	Description
240	240	6			OPEN BOTTOM

Annular Space (Seal/Grout/Packer)

From	To	Depth	Material	Cont.

From	To	Description	Fed?
0	20	BENTONITE	

compliance with the Montana well construction standards.
This report is true to the best of my knowledge.

Name: JOSEPH WILLIAMS
Company: WILLIAMS WELL DRILLING
License No: WWC-567
Date 5/1/1999
Completed:

NA



FILE



GROUND WATER CERTIFICATE



76N



111205



00

Current File Location: **NEW STORAGE**

As of : 6/25/2002

Status: **IN**

Box Bar Code: 94863

File Bar Code: 308519

3/25/2014

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
48 NORTH LAST CHANCE GULCH P O BOX 201801 HELENA, MONTANA 59620-1801



Certificate of Water Right

UPON FINDING THE REQUIREMENTS OF SECTION 85-2-301 MCA HAVE BEEN MET,
THIS CERTIFICATE OF WATER RIGHT IS ISSUED TO:

DON STONEHOCKER
PO BOX 581
THOMPSON FALLS MT 59873

CERTIFICATE OF WATER RIGHT NUMBER: 76N -C111205

PRIORITY DATE: MAY 03, 2000 AT 10:17 A.M.

SOURCE: GROUNDWATER

DIVERSION: MEANS: WELL

PERIOD OF DIVERSION: 01/01-12/31
W2SE SEC. 22 TWP. 21N RGE. 29W SANDERS CO

TOTAL FLOW RATE: 12.00 GPM

TOTAL VOLUME: 2.63 ACRE FEET PER YEAR

USE: 12.00 GPM UP TO 2.63 AC-FT (01/01-12/31)
FOR MULTIPLE DOMESTIC

PLACE OF USE: W2SE SEC. 22 TWP. 21N RGE. 29W SANDERS CO
FOR MULTIPLE DOMESTIC

**** PRIOR RIGHTS:**
THIS CERTIFICATE IS ISSUED SUBJECT TO ALL PRIOR EXISTING WATER RIGHTS
IN THE SOURCE OF SUPPLY.

**** BACKFLOW PREVENTOR:**
PURSUANT TO SECTION 85-2-505, MCA, TO PREVENT
GROUNDWATER CONTAMINATION, AN OPERATIONAL BACK FLOW
PREVENTOR MUST BE INSTALLED AND MAINTAINED BY THE
APPROPRIATOR IF A CHEMICAL OR FERTILIZER DISTRIBUTION
SYSTEM IS CONNECTED TO THE WELL.

**** LAND DESCRIPTION CLARIFICATION:**
THE POINT OF DIVERSION AND PLACE OF USE ARE LOCATED ON
PARCEL 3 OF DYKSTRA HORSE RANCH.

**FAILURE TO COMPLY WITH ANY TERMS AND CONDITIONS HEREIN MAY RESULT IN
THE LOSS OF THE WATER RIGHT GRANTED BY THIS CERTIFICATE.**

**** OWNERSHIP UPDATE:**
IF THE OWNERSHIP CHANGES ON ANY PORTION OF OR ALL OF THIS RIGHT, A
WATER RIGHT OWNERSHIP UPDATE, FORM 608, MUST BE FILED WITH THE
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION.

WITNESS

Linda Molina
PROGRAM ASSISTANT

DATE: OCTOBER 13, 2000 WATER RIGHTS BUREAU, WATER RESOURCES DIVISION

WORK COPY

Form No. 602 R1/97

NOTICE OF COMPLETION OF GROUNDWATER DEVELOPMENT

For groundwater developments with a maximum use of 35 GPM not to exceed 10 AC-FT per year.

GROUNDWATER IS DEFINED AS ANY WATER BENEATH THE GROUND SURFACE (Use Form 600, Application for Beneficial Water Use Permit for appropriations in excess of 35 GPM or 10 AC-FT per year.)

MAY 03 2000

D.N.R.C.

FOR DEPARTMENT USE ONLY

Notice No 111205 Basin 76N
Priority Date
Time 10:07 AM
Rec'd By CWS
Fee Rec'd \$ 25.00
Check No 1557
Transmittal No
Refund \$ Date

IMPORTANT: State law requires this form be filed by the water user within 60 days after the water has been put to use. Your priority is determined by the date of filing.

Complete the notice and attach an aerial photo, survey, or other map showing the location of your development. Submit it with the filing fee, to your Water Resources Regional Office.

Filing Fee: \$25.00

1. NAME Don Stonehocker
MAILING ADDRESS P.O. Box 521
CITY Thompson Falls STATE Mont. ZIP 59873
HOME PHONE 406-827-0213 OTHER PHONE

2. SOURCE OF GROUNDWATER SUPPLY: [X] Well [] Developed Spring
[] Pit - Dimensions (in feet) L W D

3. ACTUAL PUMPING RATE 32 GPM Pump HP Rating Installation Depth Ft

4. DATE WATER PUT TO BENEFICIAL USE (Water must be used prior to this filing) 7/7/99

5. DOES THIS WELL REPLACE AN EXISTING WELL? [] Yes [X] No
Old Well Depth Ft Old Well GPM Date Old Well Drilled or Dug

6. WILL THIS DEVELOPMENT be manifold with another well or spring? [] Yes [X] No
If yes, list the water right numbers and explain how they are used.

7. POINT OF DIVERSION Legal land descriptions may be obtained from your county records Describe the location to the nearest 10 acres
(i.e. to the 1/4 1/4 1/4)
W 1/4 SE 1/4 1/4 Section 22 Twp 21 N Range 29 NW County Sanders
Lot Block Tract No Subdivision Name Skywater Horse Ranch
Government Lot PARCEL 3

8. PLACE OF USE
[X] Domestic [] Lawn & Garden [] Stock [] Irrigation [] Other
1/4 1/4 1/4 Section Twp N/S Range EW County

[] Domestic [] Lawn & Garden [] Stock [] Irrigation [] Other
1/4 1/4 1/4 Section Twp N/S Range EW County

9. PURPOSE AND PERIOD OF USE
DOMESTIC Number of households currently using water from this development 2 Year-round use? Yes [X] No []
If no, from Month/Day to Month/Day, inclusive of each year.

LAWN AND/OR GARDEN Total size of lawn and / or garden (length x width ÷ 43560 = acres)
Period of use: from Month/Day to Month/Day, inclusive of each year

STOCK Number and type
If no, from Month/Day to Month/Day, inclusive of each year

IRRIGATION Shelterbelt or type of crop Total acres irrigated
Period of use: from Month/Day to Month/Day, inclusive of each year.

OTHER Describe the purpose of use
Amount of water used gallons per day Year-round use? Yes [] No []
If no, from Month/Day to Month/Day, inclusive of each year

10. ADDITIONAL INFORMATION

11. AFFIDAVIT OF OWNERSHIP OR WRITTEN CONSENT
I certify the statements appearing here are to the best of my knowledge true and correct I also certify I have possessory interest in the property where the water is to be put to beneficial use and exclusive property rights in the groundwater development or the written consent of the person with those rights
Appropriator's signature Don Stonehocker Date 5-1-00

Subscribed and sworn before me this 1st day of May, 19 2000
Notary's signature [Signature]
Notary for the State of Montana
Residing at Thompson Falls
My commission expires 1-20-2004



RECEIVED

Form No. 602 R1/97

NOTICE OF COMPLETION OF GROUNDWATER DEVELOPMENT

MAY 03 2000

For groundwater developments with a maximum use of 35 GPM not to exceed 10 AC-FT per year.

D.N.R.C.

GROUNDWATER IS DEFINED AS ANY WATER BENEATH THE GROUND SURFACE (Use Form 600, Application for Beneficial Water Use Permit for appropriations in excess of 35 GPM or 10 AC-FT per year.)

FOR DEPARTMENT USE ONLY

Notice No. 11205 Basin 76N
Priority Date
Time 10:07 AM
Rec'd By JPS
Fee Rec'd \$ 25.00
Check No. 1557
Transmittal No.
Refund \$ Date

IMPORTANT: State law requires this form be filed by the water user within 60 days after the water has been put to use. Your priority is determined by the date of filing.

Complete this notice and attach an aerial photo, survey, or other map showing the location of your development. Submit it with the filing fee, to your Water Resources Regional Office.

Filing Fee: \$25.00

1. NAME Don Stonehocker
MAILING ADDRESS P.O. Box 581
CITY Thompson Falls STATE Mont. ZIP 59873
HOME PHONE 406-827-0213 OTHER PHONE
2. SOURCE OF GROUNDWATER SUPPLY: [X] Well
3. ACTUAL PUMPING RATE 35 GPM
4. DATE WATER PUT TO BENEFICIAL USE 7/7/99
5. DOES THIS WELL REPLACE AN EXISTING WELL? [X] No
6. WILL THIS DEVELOPMENT be manifold with another well or spring? [X] No
7. POINT OF DIVERSION Legal land descriptions may be obtained from your county records. Describe the location to the nearest 10 acres (i.e.: to the 1/4, 1/4 1/4):
W 1/4 SE 1/4 1/4 Section 22 Twp 21 N/R Range 29 NW County Sanders
Lot Block Tract No Subdivision Name Sylvania Horse Ranch
Government Lot PARCEL 3
8. PLACE OF USE
[X] Domestic [] Lawn & Garden [] Stock [] Irrigation [] Other
9. PURPOSE AND PERIOD OF USE
DOMESTIC: Number of households currently using water from this development 2. Year-round use? Yes [X] No []
LAWN AND/OR GARDEN: Total size of lawn and / or garden (length x width ÷ 43560 = acres)
STOCK: Number and type
IRRIGATION: Shelterbelt or type of crop
OTHER: Describe the purpose of use
10. ADDITIONAL INFORMATION
11. AFFIDAVIT OF OWNERSHIP OR WRITTEN CONSENT
I certify the statements appearing here are to the best of my knowledge true and correct. I also certify I have possessory interest in the property where the water is to be put to beneficial use and exclusive property rights in the groundwater development or the written consent of the person with those rights.
Appropriator's signature Don Stonehocker Date: 5-1-00
Subscribed and sworn before me this 1st day of May, 19 2000
Notary's signature [Signature]
Notary for the State of Montana
Residing at Thompson Falls
My commission expires 1-20-2004



WELL LOG REPORT

File No. _____

<p>1. WELL OWNER Name <u>DAN STONEHOCKER</u></p>	<p>conducted continuously at a constant discharge at least as great as the intended appropriation. In addition to the above information, water level data shall be collected and recorded on the Department's "Aquifer Test Data" form. NOTE: All wells shall be equipped with an access port 1/2 inch minimum or a pressure gauge that will indicate the shut-in pressure of a flowing well. Removable caps are acceptable as access ports.</p>
<p>2. CURRENT MAILING ADDRESS <u>PO BOX 581</u> <u>THOMPSON FL MT 59873</u></p>	<p>10. PUMPING TEST DATA a) Static level immediately before testing _____ ft. b) Depth at which pump is set for test _____ ft. c) Pumping rate _____ gpm. d) Maximum drawdown _____ ft. e) Duration of test: pumping time _____ hrs/min recovery time _____ hrs/min f) Recovery level _____ ft. g) Duration of time to recovery level _____ hrs.</p>
<p>3. WELL LOCATION <u>W 1/2</u> <u>SE</u> <u>1/4</u> Section <u>22</u> Township <u>21</u> N Range <u>29</u> W County <u>SANDERS</u> Gov't Lot _____ or Lot _____ Block _____ Subdivision Name <u>HORSE RANCH</u> Tract Number <u># 3 MINOR SUBDIV.</u> Latitude _____ Longitude _____</p>	<p>11. PUMP INSTALLATION INFORMATION Installation depth _____ Actual pumping rate _____ Manufacturer's name _____ Type _____ Model No. _____ H.P. _____</p>
<p>4. PROPOSED USE: Domestic <input checked="" type="checkbox"/> Stock <input type="checkbox"/> Irrigation <input type="checkbox"/> Other <input type="checkbox"/> specify _____</p>	<p>12. WAS WELL PLUGGED OR ABANDONED? Yes <input type="checkbox"/> No <input type="checkbox"/> If yes, how? _____</p>
<p>5. TYPE OF WORK: New well <input type="checkbox"/> Method: Dug <input type="checkbox"/> Bored <input type="checkbox"/> Deepened <input checked="" type="checkbox"/> Cable <input type="checkbox"/> Driven <input type="checkbox"/> Reconditioned <input type="checkbox"/> Rotary <input checked="" type="checkbox"/> Jetted <input type="checkbox"/></p>	<p>13. WELL LOG Depth (ft.) From To Formation <u>201-240</u> <u>CLAY - GRAVEL - H₂O</u></p>
<p>6. DIMENSIONS: Diameter of Hole Dia. <u>6"</u> in. from <u>-0-</u> ft. to <u>240</u> ft. Dia. _____ in. from _____ ft. to _____ ft. Dia. _____ in. from _____ ft. to _____ ft.</p>	<p>14. YELLOWSTONE CLOSURE AREA: WATER TEMPERATURE _____</p>
<p>7. CONSTRUCTION DETAILS: Casing: Steel Dia. <u>6"</u> in. from <u>0</u> ft. to <u>240</u> ft. Threaded <input type="checkbox"/> Welded <input checked="" type="checkbox"/> Dia. _____ in. from _____ ft. to _____ ft. Type <u>B15</u> Wall Thickness _____ Casing: Plastic Dia. _____ in. from _____ ft. to _____ ft. Threaded <input type="checkbox"/> Welded <input checked="" type="checkbox"/> Dia. _____ in. from _____ ft. to _____ ft.</p> <p>PERFORATIONS: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Type of perforator used _____ Size of perforations _____ in. by _____ in. _____ perforations from _____ ft. to _____ ft. _____ perforations from _____ ft. to _____ ft. _____ perforations from _____ ft. to _____ ft.</p> <p>SCREENS: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Manufacturer's Name _____ Type _____ Model No. _____ Dia. _____ Slot size _____ from _____ ft. to _____ ft. Dia. _____ Slot size _____ from _____ ft. to _____ ft.</p> <p>GRAVEL PACKED: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Size of gravel _____ Gravel placed from _____ ft. to _____ ft.</p> <p>GROUTED: To what depth? <u>20+</u> ft. Material used in grouting <u>REHITE</u></p>	<p>15. DATE COMPLETED <u>5-1-99</u></p>
<p>8. WELL HEAD COMPLETION: Pitless Adapter Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	<p>16. DRILLER/CONTRACTOR'S CERTIFICATION This well was drilled under my jurisdiction and this report is true to the best of my knowledge. <u>DBA Williams Well Drilling</u> Date <u>5-8-99</u> <u>JOSEPH WILLIAMS</u> Firm Name _____ <u>1403 BIHE SLIDERD THOMPSON FL MT</u> Address _____ Signature <u>Joseph Williams</u> License No. <u>0567</u></p>
<p>9. WELL TEST DATA The information requested in this section is required for all wells. All depth measurements must be from the top of the well casing. All wells under 100 gpm must be tested for a minimum of one hour and provide the following information: a) Air <input checked="" type="checkbox"/> Pump <input checked="" type="checkbox"/> Bailer _____ b) Static water level immediately before testing <u>128</u> ft. If flowing; closed-in pressure _____ psi _____ gpm. c) Pumping level after one hour <u>126</u> ft. d) Recovery level <u>138</u> ft. Time of recovery <u>1</u> min/_____ e) Pumping rate <u>15</u> gpm. Wells intended to yield 100 gpm or more shall be tested for a period of 8 hours or more. The test shall follow the development of the well, and shall be</p>	<p><input type="checkbox"/> ADDITIONAL SHEETS ATTACHED</p>

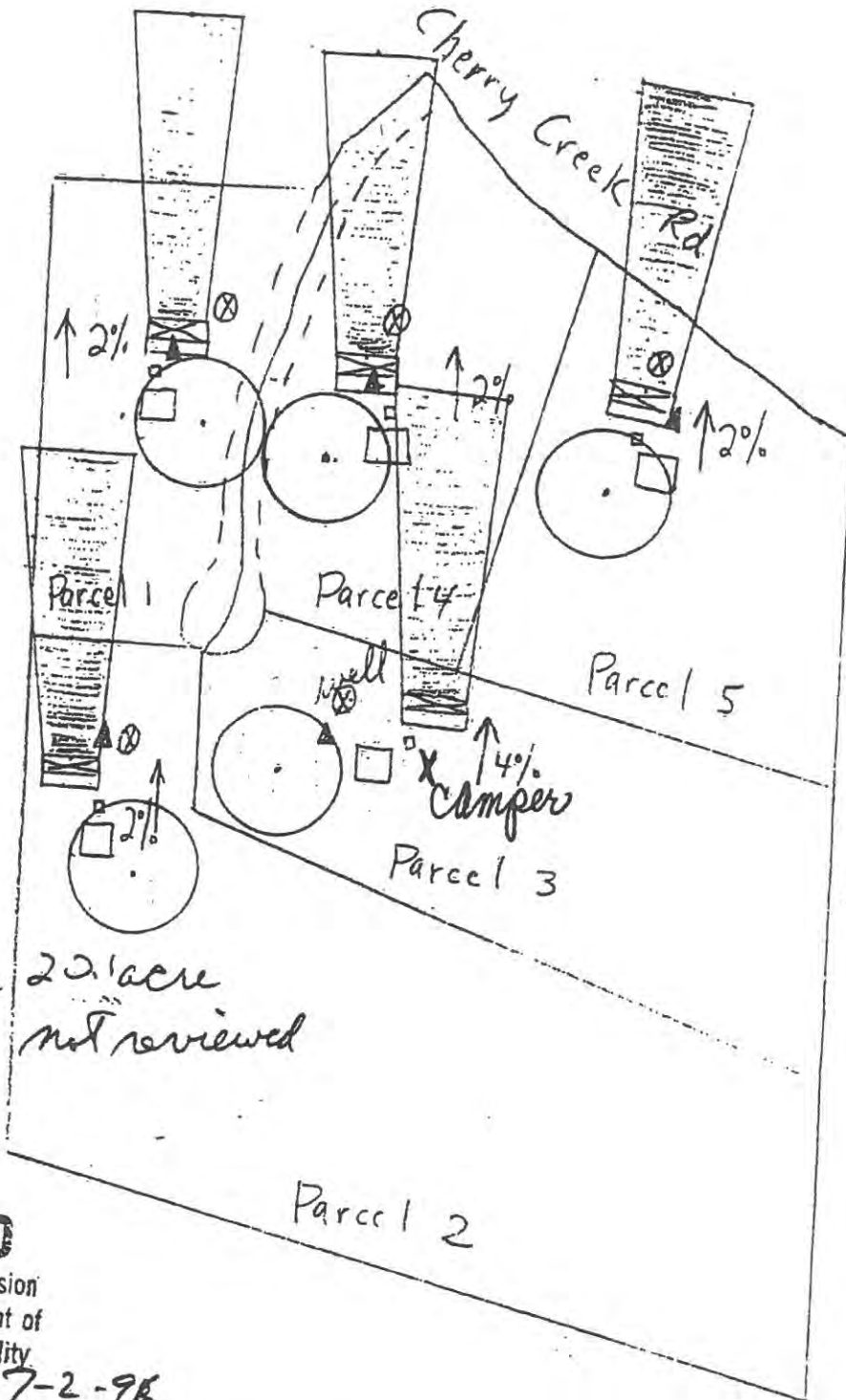
MONTANA DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
48 N. LAST CHANCE GULCH P.O. BOX 201601 HELENA, MT 59620-1601 444-6610



NOTE

DEPARTMENT COPY
DRILLER: Please give this copy to the well owner to complete reverse side.
OWNER: Complete reverse side and send to DNRC when the well is completed and the water has been used beneficially for the intended purpose.

Wayne Dykstra
~~House~~ Ranch Lane



- house
- septic tank
- perc profile
- replacement drainfield

well 100' zone
22 acre
not reviewed

APPROVED

Water Quality Division
Montana Department of
Environmental Quality

Tom Reed 7-2-96

Project Officer

Date

1" = 300'

KALISPELL WATER RESOURCES REGIONAL OFFICE
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION



MARC RACICOT
GOVERNOR

109 COOPERATIVE WAY
SUITE 110

STATE OF MONTANA

PHONE: (406) 752-2288
FAX: (406) 752-2843

August 22, 2000

KALISPELL, MONTANA 59901-2387

RECEIVED

SEP 8 2000

MONTANA D.N.R.C.
KALISPELL REGIONAL OFFICE

Don Stonehocker
PO Box 581
Thompson Falls MT 59873

RE: Notice of Completion Number 111205-76N

In order to properly process your Notice of Completion of Groundwater Development for issuance of a Certificate of Water Right, only the following information that's marked in pink must be completed.

___ There is a \$25 filing fee needed (make check or money order payable to DNRC)
Total amount due _____

The ACTUAL pumping rate in gallons per minute 12 gals min., Horse power of pump _____
Installation depth of pump _____ NOT the information from the well log but the
information about the pump installed.

___ Date the water was first put to use on your property.

___ Does this well/spring replace an existing one? ___ yes ___ no. If it does, please explain what is going on and what is the water right number for the existing water source?

___ If this is used WITH another source, what is the combined gallons per minute? _____

___ Land description for the point of withdrawal. This is where the well or spring is located. If more than one lot is owned, list only the one where the well/spring is located.
___ 1/4 ___ 1/4 ___ 1/4, Section ___, Township ___ North, Range ___ West,
County ___. Tract ___, Parcel ___, Government Lot ___, Is it in a
subdivision? Lot ___, Block ___, Subdivision name _____

___ Land description for the place of use. This is where the home is or where the stock tank is located-where ever you are actually using the water.
___ 1/4 ___ 1/4 ___ 1/4, Section ___, Township ___ North, Range ___ West,
County ___. Tract ___, Parcel ___, Government Lot ___, Is it in a
subdivision? Lot ___, Block ___, Subdivision name _____

A map is required (preferably a plat/section map). It needs to show the entire Section. On it mark and label where the well/spring is located and all the places of use. WHERE IS SECOND HOME?

Purpose and Period of Use ARE BOTH HOMES YOURS? - yes

DOMESTIC: Number of homes you are actually filing Water Rights for 1
Year round use yes or no If not year round use what is the time period for
your use Month & Day _____ to Month & Day _____
(For example: May 1 to September 15)

____ **LAWN AND/OR GARDEN:** Total size the lawn/garden actually being watered.
Time period for your use: Earliest Month & Day in the Spring _____
To Latest Month & Day in the Fall _____ Month & Day _____
Size of lawn/garden area Length _____ Width _____ or Acres _____

____ **STOCK:** What is the greatest number of livestock that has been watered and what type of
livestock? Number _____ & type _____; number _____ & type _____
number _____ & type _____ (for example 3 horses, 2 llamas, 5 beef cows)

____ **IRRIGATION;** Watering other than lawn/garden.
Type of Crop _____ Total acres irrigated _____
What is the time period that you water? _____
Earliest Month & Day in the Spring _____
To _____
Latest Month & Day in the Fall _____

____ **OTHER:** What are your other uses _____
Gallons per day uses _____ If not year round, indicate the
Period of use _____ to _____
Month & Day _____ Month & Day _____

____ **NOTARIZED SIGNATURE(S)**

Upon receipt of the requested information, we can continue to process your filing. Please respond within thirty (30) days of the date of this letter. If we do not hear from you within this time period, your filing will be terminated. A new form and fee would be required.

If you have any questions, please feel free to contact this office.

Sincerely,
Linda Molina
Linda Molina
Program Assistant

WELL LOG REPORT

File No. _____

<p>1. WELL OWNER Name <u>Don Stonehocker</u></p> <p>2. CURRENT MAILING ADDRESS <u>P.O. Box 581</u> <u>Champion Elis Mt 59873</u></p> <p>3. WELL LOCATION Township <u>21</u> N Range <u>29</u> W County <u>SANDERS</u> Gov'n Lot _____ or Lot _____ Block _____ Subdivision Name <u>HORSE TRANCH</u> Tract Number <u>Parcel # 3 Miller Sub</u> Latitude _____ Longitude _____</p> <p>4. PROPOSED USE: Domestic <input checked="" type="checkbox"/> Stock <input type="checkbox"/> Irrigation <input type="checkbox"/> Other <input type="checkbox"/> specify _____</p> <p>5. TYPE OF WORK: New well <input checked="" type="checkbox"/> Method Dug <input type="checkbox"/> Bored <input type="checkbox"/> Deepened <input type="checkbox"/> Cable <input type="checkbox"/> Driven <input type="checkbox"/> Reconditioned <input type="checkbox"/> Rotary <input checked="" type="checkbox"/> Jetted <input type="checkbox"/></p> <p>6. DIMENSIONS: Diameter of Hole Dia. <u>6"</u> in from <u>0</u> ft to <u>200</u> ft Dia. _____ in from _____ ft to _____ ft Dia. _____ in from _____ ft to _____ ft</p> <p>7. CONSTRUCTION DETAILS: Casing: Steel Dia. <u>6</u> in from <u>0</u> ft to <u>200</u> ft Threaded <input type="checkbox"/> Welded <input checked="" type="checkbox"/> Dia. _____ in from _____ ft to _____ ft Type <u>PLA</u> Wall Thickness <u>.550</u> Casing: Plastic Dia. _____ in from _____ ft to _____ ft Threaded <input type="checkbox"/> Welded <input checked="" type="checkbox"/> Dia. _____ in from _____ ft to _____ ft</p> <p>PERFORATIONS: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Type of perforator used _____ Size of perforations _____ in. by _____ in. _____ perforations from _____ ft. to _____ ft. _____ perforations from _____ ft. to _____ ft. _____ perforations from _____ ft. to _____ ft.</p> <p>SCREENS: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Manufacturer's Name _____ Type _____ Model No. _____ Dia. _____ Slot size _____ from _____ ft to _____ ft. Dia. _____ Slot size _____ from _____ ft to _____ ft.</p> <p>GRAVEL PACKED: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Size of gravel _____ Gravel placed from _____ ft. to _____ ft.</p> <p>GRouted: To what depth? <u>20 +</u> ft. Material used in grouting _____</p>	<p>conducted continuously at a constant discharge at least as great as the intended appropriation. In addition to the above information, water level data shall be collected and recorded on the Department's "Aquifer Test Data" form NOTE: All wells shall be equipped with an access port 1/2 inch minimum or a pressure gauge that will indicate the shut-in pressure of a flowing well. Removable caps are acceptable as access ports.</p> <p>10. PUMPING TEST DATA a) Static level immediately before testing _____ ft. b) Depth at which pump is set for test _____ ft. c) Pumping rate _____ gpm d) Maximum drawdown _____ ft. e) Duration of test: pumping time _____ hrs/min recovery time _____ hrs/min f) Recovery level _____ ft. g) Duration of time to recovery level _____ hrs</p> <p>11. PUMP INSTALLATION INFORMATION Installation depth _____ Actual pumping rate _____ Manufacturer's name _____ Type _____ Model No. _____ HP _____</p> <p>12. WAS WELL PLUGGED OR ABANDONED? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, how? _____</p> <p>13. WELL LOG Depth (ft.) From To Formation</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>From</th> <th>To</th> <th>Formation</th> </tr> </thead> <tbody> <tr> <td>0</td> <td>1</td> <td>TOP SOIL</td> </tr> <tr> <td>1</td> <td>32</td> <td>GRAVEL</td> </tr> <tr> <td>32</td> <td>34</td> <td>GRAVEL & CLAY</td> </tr> <tr> <td>34</td> <td>39</td> <td>SANDY CLAY</td> </tr> <tr> <td>39</td> <td>57</td> <td>BRN SILT</td> </tr> <tr> <td>57</td> <td>60</td> <td>SM LAY-A CLAY</td> </tr> <tr> <td>60</td> <td>116</td> <td>SILT</td> </tr> <tr> <td>116</td> <td>119</td> <td>SILT & CLAY</td> </tr> <tr> <td>120</td> <td>150</td> <td>CLAY-SILT-F. to GRAVEL</td> </tr> <tr> <td>150</td> <td>180</td> <td>CLAY</td> </tr> <tr> <td>180</td> <td>193</td> <td>CLAY-TRACE H₂O</td> </tr> <tr> <td>193</td> <td>195</td> <td>CLAY & GRAVEL-BROKEN ROCK</td> </tr> <tr> <td>195</td> <td>200</td> <td>GRAVEL-FRACTURED ROCK & H₂O</td> </tr> </tbody> </table> <p><input type="checkbox"/> ADDITIONAL SHEETS ATTACHED</p> <p>14. YELLOWSTONE CLOSURE AREA: WATER TEMPERATURE _____</p> <p>15. DATE COMPLETED <u>4-8-99</u></p> <p>16. DRILLER/CONTRACTOR'S CERTIFICATION This well was drilled under my jurisdiction and this report is true to the best of my knowledge <u>JOSEPH WILLIAMS</u> Date <u>4-9-99</u> Firm Name <u>DBA: WILLIAMS WELL DRILLING</u> Address <u>1465 BLUE SLIDE RD</u> <u>CHAMPION ELIS. MT 59873</u> Signature _____ License No. <u>567</u></p>	From	To	Formation	0	1	TOP SOIL	1	32	GRAVEL	32	34	GRAVEL & CLAY	34	39	SANDY CLAY	39	57	BRN SILT	57	60	SM LAY-A CLAY	60	116	SILT	116	119	SILT & CLAY	120	150	CLAY-SILT-F. to GRAVEL	150	180	CLAY	180	193	CLAY-TRACE H ₂ O	193	195	CLAY & GRAVEL-BROKEN ROCK	195	200	GRAVEL-FRACTURED ROCK & H ₂ O
From	To	Formation																																									
0	1	TOP SOIL																																									
1	32	GRAVEL																																									
32	34	GRAVEL & CLAY																																									
34	39	SANDY CLAY																																									
39	57	BRN SILT																																									
57	60	SM LAY-A CLAY																																									
60	116	SILT																																									
116	119	SILT & CLAY																																									
120	150	CLAY-SILT-F. to GRAVEL																																									
150	180	CLAY																																									
180	193	CLAY-TRACE H ₂ O																																									
193	195	CLAY & GRAVEL-BROKEN ROCK																																									
195	200	GRAVEL-FRACTURED ROCK & H ₂ O																																									

MONTANA DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
48 N. LAST CHANCE GULCH P.O. BOX 201601 HELENA, MT 59620-1601 444-6610



RECEIVED
APR 12 1999
MONTANA D.N.R.C.
KALISPELL REGIONAL OFFICE

DEPARTMENT - BUREAU COPY

DNRC WATER RIGHT OWNERSHIP UPDATE

FILE-NO.

GEO CODE:

FILLED

PART 1 - SALE DATE

Month/Day/Year

SEE IMPORTANT INFORMATION ON THE BACK OF THIS FORM

PART 2 - Grantor/Grantee - names must be entered exactly as they appear on the transfer of ownership

Seller - Enter grantor's complete name and mailing address, including city, state and ZIP.

Don R. Stonehocker

Daytime Phone #

Buyer - Enter grantee's complete name and assessment notice mailing address, including city, state and ZIP.

Ronald E & Marilyn M Stonehocker & Yvonne Stonehocker

18 Circle Dr

Thompson Falls, MT 59873

Daytime Phone #

PART 3 - Description of Property - If description is too lengthy, please attach a separate page

Legal Description: W2SE

Add/Sub

Attachment

County

City/Town

Block

Lot

Section 22

Township 21

Range 29

A. WATER RIGHT(S) TO UPDATE

List all water rights which need to have ownership updated. Attach a list if additional space is needed.

Attachment

- ▶ (W, U, A, B, or O) Statement of Claim No. _____
- ▶ (C) Certificate of Water Right No. 76N - 111205
- ▶ (P) Permit to Appropriate Water No. _____
- ▶ (E) Exempt Existing Right No. _____
- ▶ (D) Powder River Basin Decreed Right No. _____
- ▶ Other _____

B. SELLER (person relinquishing the water right): If all seller's signatures are not available, attach a copy of the recorded instrument showing conveyance of the property from the seller to the buyer. If the seller listed is not the person identified as the water right owner in the DNRC records, attach copies of the recorded documents showing chain of title including the legal description.

Yes No Did the buyer receive 100% of the seller's interest in the water rights shown above? If no, attach a map showing buyer's property.

Yes No If the sale is on a contract for deed, does the seller want to remain listed as an owner of the water right?

Seller Signature: _____ Date: _____
Seller Signature: _____ Date: _____

C. FOR QUESTIONS or CLARIFICATION, WHO SHOULD THE DNRC CONTACT?

Name _____ Address _____ Phone # _____

D. REMARKS

FOR DEPARTMENT USE ONLY		56207	KVW0641123	WATER RIGHT TRANSFER CERTIFICATE	
Fee Rec'd	50.00	Check No.	1078	Transmittal No.	Date Rec'd
Payor	Ron Stonehocker		<p>RECEIVED</p> <p>APR 24 2006</p> <p>MONTANA D.N.R.C.</p> <p>KALISPELL REGIONAL OFFICE</p> <p>Rec'd By <u>JA</u></p>		
Refund	Date				
Coder	RO#	8			
For Complete Information, See File					

COMPLETE AND SEND THIS FORM TO DNRC IF WATER RIGHT OWNERSHIP MUST BE UPDATED
See reverse side for fee information.

**DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
AND MONTANA WATER COURT**

IMPORTANT INFORMATION

- ▶ Montana law requires this form be filed by the seller within 60 days after recording a change in ownership of real property which has water rights on record with the DNRC.
- ▶ **Do not** file this form if your only use of water is from an irrigation district, municipal system, water users association, or other public water supply.
- ▶ When the DNRC updates the ownership we will send a confirmation to the buyer and seller. DNRC will use the names and addresses as shown on the reverse side of this form.
- ▶ Water rights in Montana, including all irrigation water rights, must have a valid DNRC water right number to be of record. However, existing rights for livestock and individual domestic as opposed to municipal uses based on an instream flow or groundwater source appropriated before July 1, 1973, do not need a DNRC water right number. If the water use does not have a DNRC water right number and does not fall within the above narrow exception, then you do not have a water right. Contact the DNRC for information on how to acquire a water right.

Described below is further explanation of exempt rights or water rights which are valid without a DNRC water right number. A DNRC water right number is not required for the following if the use began:

- ▶ prior to January 1, 1962: groundwater used for individual domestic use, as opposed to municipal use;
- ▶ prior to January 1, 1962: groundwater used for stock;
- ▶ between January 1, 1962 through June 30, 1973: groundwater used for stock or domestic purpose and a GW1, GW2, or GW3 form is properly filed in the courthouse; or
- ▶ prior to July 1, 1973: instream surface water used for stock or domestic purposes.

If a water right does not have a DNRC number, and does not fall within the above exceptions, then there is no water right.

IF YOU HAVE QUESTIONS CALL YOUR LOCAL REGIONAL OFFICE.

BILLINGS

Airport Business Park
1371 Rimtop Drive
Billings, MT 59105-1978
Phone: 406-247-4415

Big Horn, Carbon, Carter, Custer, Fallon, Powder River,
Prairie, Rosebud, Stillwater, Sweet Grass, Treasure,
and Yellowstone Counties

BOZEMAN

2273 Boot Hill Court, Suite 110
Bozeman, MT 59715

Phone: 406-586-3136

Gallatin, Madison, and Park Counties

GLASGOW

222 Sixth Street South
PO Box 1269, Glasgow, MT 59230-1269
Phone: 406-228-2561

Daniels, Dawson, Garfield, McCone, Phillips, Richland,
Roosevelt, Sheridan, Valley, and Wibaux Counties

HAVRE

210 Sixth Ave
Havre, MT 59501-1828
Phone: 406-265-5516

Blaine, Chouteau, Glacier, Hill, Liberty, Pondera, Teton,
and Toole Counties

HELENA

1424 Ninth Ave
PO Box 201601
Helena, MT 59620-1601
Phone: 406-444-6999

Beaverhead, Broadwater, Deer Lodge, Jefferson, Lewis
and Clark, Powell, and Silver Bow Counties

KALISPELL

109 Cooperative Way, Suite 110
Kalispell, MT 59901-2387
Phone: 406-752-2288

Flathead, Lake, Lincoln, and Sanders Counties

LEWISTOWN

613 NE Main, Suite E
Lewistown, MT 59457-2020
Phone: 406-538-7459

Cascade, Fergus, Golden Valley, Judith Basin, Meagher,
Musselshell, Petroleum, and Wheatland Counties

MISSOULA

Town & Country Shopping Center
1610 S. Third St. W., Suite 103
PO Box 5004
Missoula, MT 59806-5004

Phone: 406-721-4284

Granite, Mineral, Missoula, and Ravalli Counties

The Montana Water Court is currently adjudicating all Statements of Claim. For the current status of the claim(s) specified on the ownership update or if you have questions for the Water Court, call 1-800-624-3270 (in state) or 406-586-4364.

<http://www.dnrc.state.mt.us/wrd/home.htm>

FILING FEE: \$50.00 for one water right and \$10.00 for each additional right up to a maximum of \$300.00.

▶ Send the form along with the fee to:
DNRC, PO BOX 201601, HELENA, MT 59620-1601
(MAKE CHECK PAYABLE TO DNRC)

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

1424 9TH AVENUE P.O. BOX 201601 HELENA, MONTANA 59620-1601

**ACKNOWLEDGEMENT OF WATER RIGHT
OWNERSHIP UPDATE**

WE HAVE RECEIVED A WATER RIGHT OWNERSHIP UPDATE IN WHICH YOU WERE NAMED AS A PARTY. THE RECORDS MAINTAINED BY THE WATER RIGHTS BUREAU HAVE BEEN CHANGED TO REFLECT THE NEW OWNERSHIP ACCORDING TO THE WATER RIGHT OWNERSHIP UPDATE. THE ABSTRACT BELOW SHOWS THE CURRENT WATER RIGHT INFORMATION. BOTH BUYER AND SELLER HAVE BEEN SENT THIS ACKNOWLEDGEMENT. IF YOU HAVE FURTHER QUESTIONS, PLEASE CONTACT YOUR LOCAL WATER RESOURCES REGIONAL OFFICE.

KALISPELL REGIONAL OFFICE 406-752-3267

Water Right Number: 76N 111205 00 GROUND WATER CERTIFICATE
Version: 1 - ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
RONALD E STONEHOCKER
18 CIRCLE DR
THOMPSON FALLS, MT 59873
MARILYN M STONEHOCKER
18 CIRCLE DR
THOMPSON FALLS, MT 59873
YVONNE E STONEHOCKER
18 CIRCLE DR
THOMPSON FALLS, MT 59873

Priority Date: MAY 3, 2000 at 10:17 A.M.
Enforceable Priority Date: MAY 3, 2000 at 10:17 A.M.

Purpose (use): MULTIPLE DOMESTIC
Maximum Flow Rate: 12.00 GPM
Maximum Volume: 2.63 AC-FT

Source:
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		W2SE	22	21N	29W	SANDERS

Diversion Means: WELL
Well Depth: 240.00 FEET
Static Water Level: 128.00 FEET
Casing Diameter: 6.00 INCHES

Period of Diversion: JANUARY 1 to DECEMBER 31

April 24, 2006
76N 111205 00

Page 2 of 2
NEW STORAGE
Ownership Update ID#: 36207

Purpose (Use): MULTIPLE DOMESTIC
Households: 2
Volume: 2.63 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			W2SE	22	21N	29W	SANDERS

Remarks:

LAND DESCRIPTION CLARIFICATION

THE POINT OF DIVERSION AND PLACE OF USE ARE LOCATED ON PARCEL 3 OF DYKSTRA HORSE RANCH.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE ID # 36207 RECEIVED 04/24/2006.



UPDATE TO FILE



DNRC - GROUND WATER CERTIFICATE



76N



111205



00

Current File Location: **NEW STORAGE**

As of: 6/25/2002

Bar Box Code _____

File Bar Code _____

Date/Initials _____

Series: **NA**

June 28, 2019

Ownership Update DOR 608 #: 179995

NEW STORAGE
Ownership Update Post Card Notice

OWNERSHIP UPDATE NOTICE

June 28, 2019

The DNRC processed an ownership update on the following water rights. The owner names were updated to: MICHAEL W MARSH,
SUSAN M MARSH
76N 111205 00

*THIS WATER RIGHT IS IN A DECREE ISSUED BY THE WATER COURT
To view copies of water right abstracts, go to <http://wrqs.dnrc.mt.gov/>
For questions, or if you don't have Internet access and would like to request water right abstracts be mailed to you, contact the regional office listed below and reference Ownership Update # 179995.
KALISPELL REGIONAL OFFICE: 406-752-2288

For more information or to change your address: <http://www.dnrc.mt.gov/wrd>



DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE
P.O. BOX 201601
HELENA, MONTANA 59620-1601

Water Right Ownership Update

Post Card Addresses:

WATER RIGHT BUYER / SELLER
18 CIRCLE DR
THOMPSON FALLS, MT 59873

WATER RIGHT BUYER / SELLER
2240 THURMAN LN
FALLON, NV 89406

---END OF POST CARD---

Post Card Mail to Details: (Address -- Name)

Buyers

2240 THURMAN LN
FALLON, NV 89406

SUSAN M MARSH
MICHAEL W MARSH

Sellers

18 CIRCLE DR
THOMPSON FALLS, MT 59873
MARILYN M STONEHOCKER

RONALD E STONEHOCKER
YVONNE E STONEHOCKER

Post Card Water Right Current Owner Details: (Name -- Address)

SUSAN M MARSH
2240 THURMAN LN
FALLON, NV 89406

MICHAEL W MARSH
2240 THURMAN LN
FALLON, NV 89406

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: 76N 111205-00 GROUND WATER CERTIFICATE
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
SUSAN M MARSH
2240 THURMAN LN
FALLON, NV 89406

MICHAEL W MARSH
2240 THURMAN LN
FALLON, NV 89406

Priority Date: MAY 3, 2000 at 10:17 A.M.
Enforceable Priority Date: MAY 3, 2000 at 10:17 A.M.

Purpose (use): MULTIPLE DOMESTIC
Maximum Flow Rate: 12.00 GPM
Maximum Volume: 2.63 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		W2SE	22	21N	29W	SANDERS

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: WELL
Well Depth: 240.00 FEET
Static Water Level: 128.00 FEET
Casing Diameter: 6.00 INCHES

Purpose (Use): MULTIPLE DOMESTIC
Households: 2
Volume: 2.63 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			W2SE	22	21N	29W	SANDERS

Geocodes/Valid: 35-3091-22-4-01-40-0000 - Y

Remarks:

LAND DESCRIPTION CLARIFICATION

THE POINT OF DIVERSION AND PLACE OF USE ARE LOCATED ON PARCEL 3 OF DYKSTRA HORSE RANCH.

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE 608 # 36207 RECEIVED 04/24/2006.
OWNERSHIP UPDATE TYPE DOR # 179995 RECEIVED 11/16/2018.



- Home
- Divisions
- Grants and Loans
- Licenses and Permits
- Public Information
- Land Board
- Flood and Fire
- Contact DNRC
- 2022 Flood Recovery Resources

DNRC Headquarters
 1539 Eleventh Ave. Helena, MT 59601
Questions? Email us

Water Management

Water Operations

Water Projects

Water Rights Bureau

Water Resources Regional Offices

New Appropriations Program

Water Right Forms

Water Right Ownership Updates

Montana Basin Closures

Controlled Ground Water Areas

Stream Depletion Zones

Water Reservations

Marketing Water Rights

Oil/Gas Development and Water Rights

Permits Unit

Thank You

Water Right Number -
 76N 111205-00

Name

Michael W Marsh

Other Owner Name

Susan M Marsh

Mailing Address

2240 Thurman Ln

City

Fallon

State

NV

Zip Code

89406

Mailing Address

19 Ranch Ln

City

Thompson Falls

State

MT

Zip Code

59873

Phone Number

775219071

Your E-Mail Address

mike.marsh8789@gmail.com

Comments

We purchased our current property prior to selling our home in Fallon, Nevada. We would like to update our mailing address for the water right # 76N 111205-00. Thank you.

Water Right Forms

Click here for water right forms

News

Combined Appropriation Guidance

DEQ Sanitation/Subdivision Water Right Information

Stream & Wetland Restoration Water Right Guidance

Contact

Water Resources Regional Offices

Water Adjudication Bureau

Water Rights Bureau

New Appropriations Program

Water Right Records Unit

Montana Water Court

Helpful Resources:

Change Your Water Right Mailing Address

Water Right Ownership Updates

Pending Water Right Applications



Water Right Number:
76N 111205 00NULL

[Print Map](#)

Legend

- Diversion Count:
 - Surface water diversion.
 - Ground water diversion.
- Adjacent Diversions
 - Surface water diversion.
 - Ground water diversion.
- Place of Use Legal Land Descriptions
- Adjacent POUs
- Cadastral ?
- PLSS Detail ?

Note:

Contact DNRC if you have any questions or if the mapped information appears incorrect.

The points of diversion (PODs) and places of use (POUs) are derived from water right legal land descriptions. PODs are placed at the center of their legal land description, not at their true geographic location. POUs are drawn as polygons of the entire legal land description.

[Reference](#) [TOPO Map](#) [NHD Map](#) [Air Photo](#) [View Legend](#)



Search Documents Reference Center Support Pathfinder

Shopping Cart

Search Documents Results List Patent Details

Accession Nr: 39360 Document Type: Serial Patent State: Montana Issue Date: 1/14/1909 Cancelled: No

Patent Details Patent Image Related Documents

Printer Friendly

Names On Document

NORTON, CHARLES H

Military Rank: ---

Miscellaneous Information

Land Office: Missoula
 US Reservations: Yes
 Mineral Reservations: No
 Tribe: ---
 Militia: ---
 State In Favor Of: ---
 Authority: May 20, 1862: Homestead EntryOriginal (12 Stat. 392)
 General Remarks: ---

Document Numbers

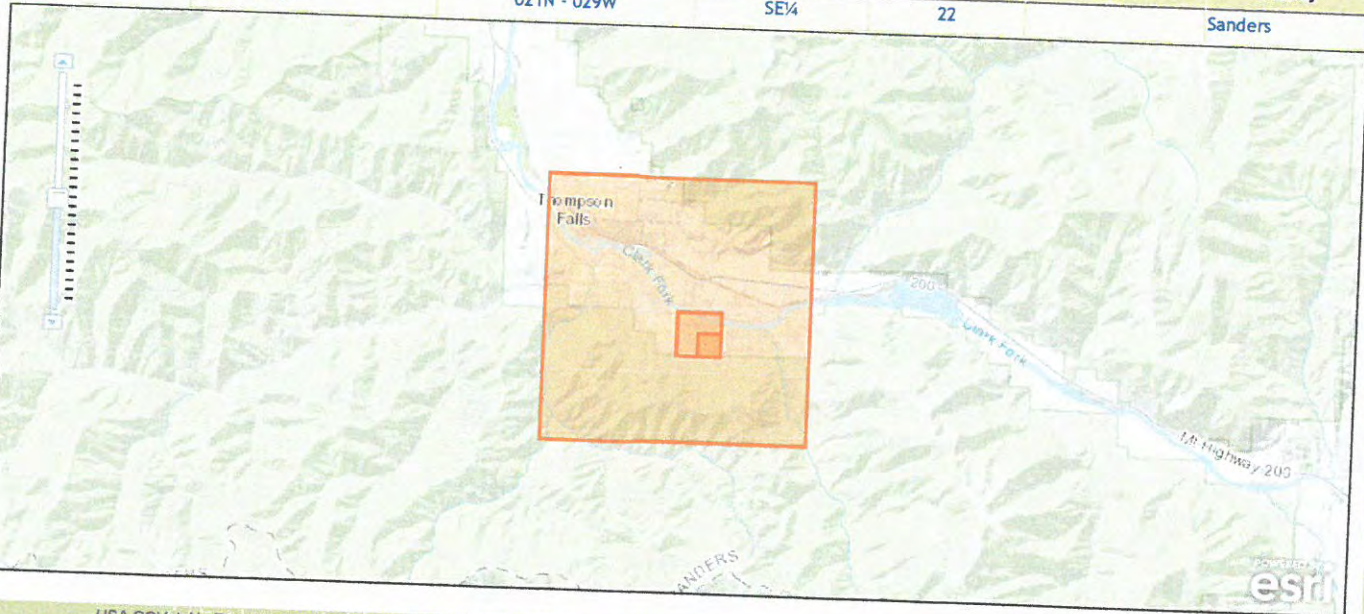
Document Nr: 1556
 Misc. Doc. Nr: 2571
 BLM Serial Nr: MTMTAA 067026
 Indian Allot. Nr: ---
 Coal Entry. Nr: ---

Survey Information

Total Acres: 160.00
 Survey Date: ---
 Geographic Name: ---
 Metes/Bounds: No

Land Descriptions

Map	State	Meridian	Twp - Rng	Aliquots	Section	Survey #	County
<input checked="" type="checkbox"/>	MT	Montana PM	021N - 029W	SE¼	22		Sanders



WC-0001-C-2021

November 9, 2022

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT **Montana Water Court**

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Webb SHORMAN F
LAST NAME FIRST NAME MID. INITIAL
33403 TWIN CREEK WAY
STREET ADDRESS OR PO BOX
BONAN MT 59864
CITY STATE ZIP CODE
(406) 570-8172
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

2002 WL 34947007 #3
CASE NO WC 2000-01 (COLLUSION)
See Attachment

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76L 1711 00
(One Number Per Form)

Page number in Decree: #2
Source: RAYMOND DITCH

DATED this 8th day of NOVEMBER, 2022.

SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

THIS WATER RIGHT WAS ESTABLISHED IN 1893 TO PRESENT. THE PUBLIC (NOW TRIBAL MEMBERS) WERE NOT INVOLVED IN ANY NEGOTIATION FOR THIS COMPACT

THEREFOR, COLLUSION COMES TO MIND. COLLUSION - SECRET OR ILLEGAL OR CONSPIRACY, ESPECIALLY IN ORDER TO CHEAT OR DECEIVE OTHERS
LAW - ILLEGAL COOPERATION, ESPECIALLY BETWEEN OSTENSIBLE OPPONENTS IN A LAWSUIT

I DO BELIEVE THIS FITS INTO THAT CATEGORY. THE PUBLIC WAS NOT INVOLVED AND IT WAS DONE SOMEWHAT IN SECRET. OVER 300,000 PEOPLE WILL BE AFFECTED. ONLY 68,000 NOTICES WERE SENT OUT, WHICH QUITE A FEW WERE NEVER RECEIVED.

THAT IS SOMEWHAT SECRETIVE.

PAGE 4 #2 OF DECREE STATE EFFECT OF NON-USE OF THE TRIBAL WATER RIGHT. NON USE OF ALL OR ANY PORTION OF TRIBAL WATER RIGHT: ART. III SHALL NOT CONSTITUTE A RELINQUISHMENT, FORFEITURE OR ABANDONMENT OF RIGHT

THIS EXTENDS TO THE PUBLIC AS WELL.

ACKNOWLEDGEMENT OF WATER RIGHT OWNERSHIP UPDATE FROM DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION STATE OF MONTANA

WATER RIGHT NUMBER 74L -W-001711-00

WATER RIGHT NUMBER 74L -W-001711-00

REMARKS CONTINUED:

TRANSFER OF OWNERSHIP: UPON A CHANGE IN OWNERSHIP OF ALL OR ANY PORTION OF THIS CLAIM, THE TRANSFEROR SHALL FILE WITH THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION A WATER RIGHT OWNERSHIP UPDATE, FORM 608, PURSUANT TO SECTION 85-2-424, MCA.

REMARKS: NOTICE OF WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/10/99.

WE HAVE RECEIVED A WATER RIGHT OWNERSHIP UPDATE IN WHICH YOU WERE NAMED AS A PARTY. THE RECORDS MAINTAINED BY THE WATER RIGHTS BUREAU HAVE BEEN CHANGED TO REFLECT THE NEW OWNERSHIP ACCORDING TO THE WATER RIGHT OWNERSHIP UPDATE. THE ABSTRACT BELOW SHOWS THE CURRENT WATER RIGHT INFORMATION. BOTH BUYER AND SELLER HAVE BEEN SENT THIS ACKNOWLEDGEMENT.

IF YOU HAVE QUESTIONS, PLEASE CONTACT YOUR LOCAL WATER RESOURCES REGIONAL OFFICE. KALISPELL REGIONAL OFFICE, 752-2288.

OWNERS: JENKINS MONTE 10 GLACIER LILY LN ROMAN MT 59864; JENKINS MARYLYN 10 GLACIER LILY LN ROMAN MT 59864; COOK JUDITH PO BOX 701062 HOUSTON TX 77270

TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.

PRIORITY DATE: 0, 1893; FLOW RATE: 2.35 CUBIC FEET PER SECOND (C); VOLUME: 350.00 ACRE FEET PER YEAR (AF); SOURCE: CROW CREEK, NORTH; MAXIMUM ACRES: 94.00; PURPOSE: IRRIGATION

POINTS OF DIVERSION AND MEANS OF DIVERSION:

Table with columns: DIVERSION, LOT, BLK, QTR, SEC, TWP, RGE, COUNTY, MEANS. Row: NESEW 21 21N 19W LAKE HEADGATE

PLACE OF USE FOR IRRIGATION:

Table with columns: ACRES, LOT, BLK, QTR, SEC, TWP, RGE, COUNTY. Rows: 001 40.00, 002 40.00, 003 7.00, 004 7.00, TOTAL 94.00

DNRC WATER RIGHT OWNERSHIP UPDATE

PART 1 - SALE DATE: SEE IMPORTANT INFORMATION ON THE BACK OF THIS FORM

PART 2 - Grantor/Grantee - names must be entered exactly as they appear on the transfer of ownership. Seller: MONTE + MARYLYN JENKINS; Buyer: LAUREN + MARY VEEK

PART 3 - Description of Property - If description is too lengthy, please attach a separate page. Legal Description: AMENDED LOT 2 A1 OF THE AMENDED PART OF JENKINS TRACTS OF 30

A. WATER RIGHT(S) TO UPDATE. List all water rights which need to have ownership updated.

- (M, U, A, B, or O) Statement of Claim No.; (C) Certificate of Water Right No.; (P) Permit to Appropriate Water No.; (E) Exempt Existing Right No.; (D) Powder River Basin Decreased Right No.; Other

B. SELLER (person relinquishing the water right) If the seller's signatures are not available, attach a copy of the recorded instrument showing conveyance of the property from the seller to the buyer.

Seller Signature: Monte Jenkins; Date: [blank]; Buyer Signature: Marylyn Jenkins; Date: [blank]

C. FOR QUESTIONS OR CLARIFICATION, WHO SHOULD THE DNRC CONTACT? Name: MARYLYN JENKINS; Address: 2191 TURN CREEK WAY; Phone: 406-293-6590

D. REMARKS

FOR DEPARTMENT USE ONLY. Fee Recd: 500; Check No: 1069; Transmittal No: [blank]; Date Recd: JUL 13 2005; MONTANA D.N.R.C. KALISPELL REGIONAL OFFICE

AD5 1711-76L 001711

PORTIONAL WATER RIGHT TRANSFER FOR WATER RIGHT # N 1711 00 76L

Table showing water right transfer details. Columns: TOTAL RIGHT CURRENT OWNER, RATE, VOLUME, ACRES, SEC, TWP, RGE, COUNTY. Includes handwritten notes: 'Approx 59.48 ac', 'Approx 44.94 retains', 'Approx 14.54 ac receives'.

AD5 1711-76L

FILMED

RECEIVED JUL 13 2005 MONTANA D.N.R.C. KALISPELL REGIONAL OFFICE

Addendum to Water Right Ownership Update Form For Apportioned Water Right

INSTRUCTIONS FOR DEPARTMENT USE ONLY. Complete one Addendum to Water Right Ownership Update (Form 808A) for each water right in which the buyer did not receive a 100 percent interest.

1. Water Right Being Split: Number 76L-1711-00

2. Basis for this Apportionment: Check one. The water right is being apportioned as specifically identified in a deed, contract for deed, or other recorded document. OR The water right is being apportioned according to the historical use of water on the land that is being transferred.

3. Buyer's Portion: (Attach additional sheets if necessary) Buyer's Name LAUREN & MARY VEIK

Portion of Water Right Acquired: Use Rate (gpm/cfs) Volume (acre-feet)

Point of Diversion (describe the location to the nearest 10 acres) NE 1/4 SE 1/4 NW 1/4 Section 21 Twp 21 N Range 19 E County LAKE

Place of Use IRRIGATION County LAKE. Purpose of Use IRRIGATION. acres 1/4 1/4 1/4 Sec 21 TWP 21 N Range 19 E

Purpose of Use County LAKE. acres 1/4 1/4 1/4 Sec TWP N/S RGE EW

MONTANA DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION 48 N. LAST CHANCE GULCH P.O. BOX 201601 HELENA, MT 59620-1601 406-444-6610



4. Seller's portion: (Attach additional sheets if necessary) Seller's Name MONTE & MARYLYN JENKINS

Portion of Water Right Retained: Use Rate (gpm/cfs) Volume (acre-feet)

Point of Diversion (describe the location to the nearest 10 acres) NE 1/4 SE 1/4 NW 1/4 Section 21 Twp 21 N Range 19 E County LAKE

Place of Use IRRIGATION County LAKE. Purpose of Use IRRIGATION. acres 1/4 1/4 1/4 Sec TWP N/S RGE EW

Purpose of Use County LAKE. acres 1/4 1/4 1/4 Sec TWP N/S RGE EW

5. Map: A map must be provided. A recorded county plat map is preferred. You may also use a scaled map or an aerial photograph showing section corners and a north arrow.

6. Signatures: I have reviewed the items on this Addendum to Water Right Ownership Update Form and concur with information given.

Buyer's Signature Lauren & Mary Veik Date 4/2/05 Seller's Signature Marilyn Jenkins Monte Jenkins Date 5-16-05

Note to Buyer: A buyer may not change the point of diversion, place of use, place of storage, or purpose of use of a water right without the prior approval of the Department of Natural Resources and Conservation.

May 16, 2005

Dear Sirs:

I am trying to get a acknowledgment of water right ownership update on our property, located at 2151 Twin Creeks Way, Ronan, Mt. 59864

My husband, Monte and I purchased our 58 ac. from Hawkins back in 1994. We subdivided the land into 3 parcels.

On Lot 1 is our 34.5 ac.

Lot 2 is 9.76 ac.

Lot 3 was about 14.54 ac.

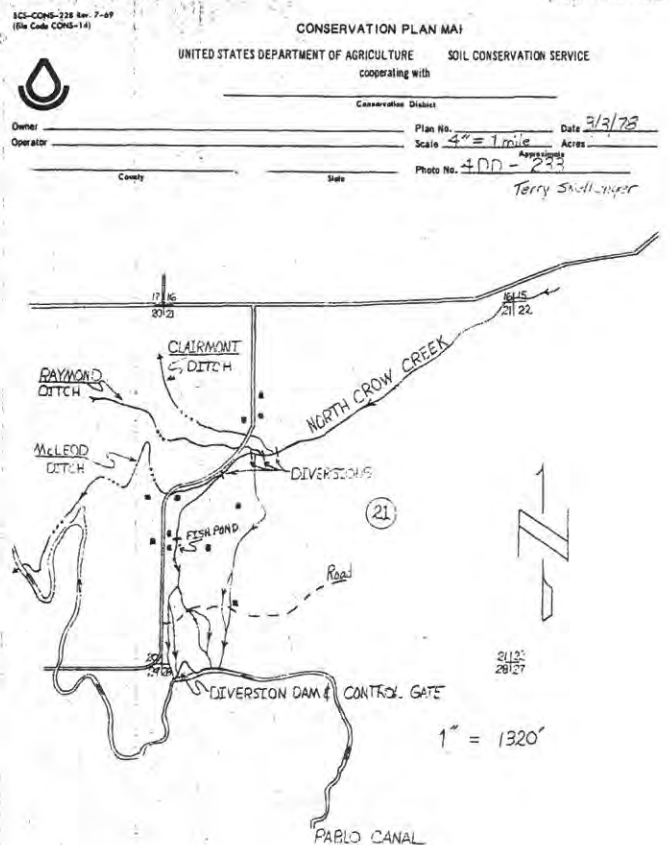
We sold Lot 2 in 1994 to Doug and Andrea Ruhman they sold the property just this past year to Andrian Leighton.

Lot 3 we sold in 1998 to Mike & Sharon Lee who have just sold it to Lauren & Mary Veik.

Please split up the water rights for the Henry Raymond allotment for these 3 lots. All of the homeowners use this water only for their livestock (horses & cows) and gardens.

I am sending all the information that I have on maps.

Sincerely, Marylyn Jenkins 406-253-6540 Cell 406-676-5055 home



RECEIVED JUN 13 2005 MONTANA D.N.R.C. KALISPELL REGIONAL OFFICE

6. PERSON/AGENCY COMPLETING FORM: Name French, Mercer & Grainey
 Address 324 Main Street SW, Ronan, MT 59864 Phone No. 676-4470

7. INTERESTED PARTIES: If there are other persons who are to receive notice of adjudication proceedings concerning the water right(s), list their complete names, mailing address and phone numbers.
 Name _____ Phone No. _____
 Mailing address _____
 Name _____ Phone No. _____
 Mailing address _____

8. REMARKS Use this space to further explain any of the items:

9. SIGNATURES:
 A. Seller's Signature(s) Gary D. Hawkins Date 10/7/93
 Subscribed and sworn before me this 7th day of October 1993
 Notary of the State of Montana
 Residing at Polson
 My Commission expires Jan 20, 1995

B. Buyer's Signature(s) Steven D. Normandeau Date 10/7/93
Rose M. Normandeau Date 10-7-93
 Subscribed and sworn before me this 7th day of October 1993
 Notary of the State of Montana
 Residing at Polson
 My Commission expires Jan 20, 1995

WATER RIGHTS BUREAU FIELD OFFICES

BILLINGS 1537 Avenue D, Suite 105 Billings, Montana 59102 Phone: 657-2105 Serving: Big Horn, Carbon, Stillwater, Sweet Grass, Treasure, and Yellowstone Counties.	HAVRE 1708 West Second Street P.O. Box 1828 Havre, Montana 59501 Phone: 265-5516 or 265-2225 Serving: Blaine, Chouteau, Glacier, Hill, Liberty, Pondera, Teton and Toole Counties.	LEWISTOWN 204 South Daws P.O. Box 438 Lewistown, Montana 59457 Phone: 538-7459 or 538-7012 Serving: Cascade, Fergus, Golden Valley, Judith Basin, Meagher, Musselshell, Petroleum and Wheatland Counties.
BOZEMAN 1201 East Main Bozeman, Montana 59715 Phone: 586-3136 or 586-3137 Serving: Gallatin, Madison and Park Counties.	HELENA 1520 East Sixth Ave. Helena, Montana 59620-2301 Phone: 444-6895 Serving: Beaverhead, Broadwater, Deer Lodge, Jefferson, Lewis and Clark, Powell, and Silver Bow Counties.	MILES CITY 5 North Prairie P.O. Box 276 Miles City, Montana 59301 Phone: 232-6359 Serving: Carter, Custer, Fallon, Powder River, Prairie, Rosebud and Wibaux Counties.
GLASGOW 110 5th Street South, Room 105 P.O. Box 1269 Glasgow, Montana 59230 Phone: 229-2561 Serving: Daniels, Dawson, Garfield, McCone, Phillips, Richland, Roosevelt, Sheridan and Valley Counties.	KALISPELL 3220 Highway 93 South P.O. Box 860 Kalispell, Montana 59903-0860 Phone: 752-2288 or 752-2843 Serving: Flathead, Lake, Lincoln and Sanders Counties.	MISSOULA Holiday Village Professional Plaza, Suite 105 P.O. Box 5004 Missoula, Montana 59806 Phone: 721-4284 Serving: Granite, Mineral, Missoula, and Ravalli Counties.

FRENCH, MERCER & GRAINEY
ATTORNEYS AT LAW

✓✓ Ronan Office:
324 Main Street S.W.
Ronan, MT 59864

JOHN D. FRENCH, P.C.
PHILIP J. GRAINEY
JOHN A. MERCER
MATTHEW H. O'NEILL
DEBORAH KIM CHRISTOPHER
ROBERT S. TAMELER

Polson Office:
312 1st St. E.
P. O. Box 450
Polson, MT 59860

(406) 676-4470
FAX: (406) 676-4472
5328

(406) 883-5367
FAX: (406) 883-

October 7, 1993

RECEIVED

OCT 12 1993

Water Rights Bureau
3220 Highway 93 South
P. O. Box 860
Kalispell, MT 59903-0860

MONTANA D.H.R.C.
KALISPELL REGIONAL OFFICE

Re: Statement of Claim No. 01714 76L and No. 01711 76L

Gentlemen:

Enclosed find Water Right Transfer Certificate relative to No. 01714 76L. In addition find Water Right Transfer Certificate relative to No. 01711 76L, together with Addendum and map. Also enclosed find our check no. 3625 in the sum of \$100.00.

Please process the transfers as indicated by the forms. If you have any questions, please give us a call.

Sincerely,

FRENCH, MERCER & GRAINEY
Attorneys at Law

Philip J. Grainey
Philip J. Grainey

FUG:nc

encl.

FILMED

MAR 30 1994

RECEIVED

OCT 12 1993

MONTANA D.H.R.C.
KALISPELL REGIONAL OFFICE

**ADDENDUM TO WATER RIGHT TRANSFER CERTIFICATE
FOR APPORTIONED WATER RIGHT**

INSTRUCTIONS

Water rights are considered appurtenant (attached) to the land being transferred. A buyer may not change his point of diversion, place of use, place of storage, or purpose of use without the prior approval of the Department. We encourage you to contact your area Water Rights Field Office to assist you in completing this form.

Complete one Addendum for each apportioned water right being transferred. Identify what portion of the water right the buyer received and what portion the seller retained. NOTE: The total of both portions can not exceed the original water right. Submit this form to your area Water Rights Bureau Field Office.

(Type or print in ink)

A. BUYER'S PORTION

- BUYER'S NAME: STEVEN D. and ROSE M. NORMANDEAU
- WATER RIGHT RECEIVED: Number 01711 76L
- PORTION OF WATER RIGHT RECEIVED: Identify that portion of the water right the buyer received by the following information.
 PURPOSE OF USE IRRIGATION RATE (GPM/CFS) 40 miners inches VOLUME (ACRE-FEET) 34.52 IRRIGATED ACRES (if any) 34.52
- EXPLAIN: Describe how the portion or percentage of the water right the buyer received was determined.
Total water right covers 94 acres - Seller is transferring for 34.52 acres being sold to Buyer, retaining balance of 59.48 acres

5. POINT OF DIVERSION: Describe the location where the buyer diverts his portion of the water right.

Subdivision (if any) _____
 Lot _____ Blk _____ NE 1/4 SE 1/4 NW 1/4, Sec. 21, Twp. 21 S Rge. 19 E Co. Lake
 Lot _____ Blk _____ W 1/4 W 1/4, Sec. _____ Twp. _____ S Rge. _____ E Co. _____

6. PLACE OF USE: Describe the location where the buyer uses his portion of the water right.

USE: Irrigation
 Acres 20 Lot _____ Blk _____ E 1/4 SW 1/4 NE 1/4, Sec. 20, Twp. 21 S Rge. 19 E Co. Lake
 Acres 7 Lot _____ Blk _____ NW 1/4 NW 1/4 SE 1/4, Sec. 20, Twp. 21 S Rge. 19 W Co. Lake
 USE: Irrigation
 Acres 7 Lot _____ Blk _____ NE 1/4 NW 1/4 SE 1/4, Sec. 20, Twp. 21 S Rge. 19 E Co. Lake
 Acres _____ Lot _____ Blk _____ W 1/4 W 1/4, Sec. _____ Twp. _____ S Rge. _____ W Co. _____

B. SELLER'S PORTION

- SELLER'S NAME: Gary D. Hawkins
- PORTION OF WATER RIGHT RETAINED: Identify that portion of the water right the seller retained.
 PURPOSE OF USE IRRIGATION RATE (GPM/CFS) 54 miners inches VOLUME (ACRE-FEET) 59.48 IRRIGATED ACRES (if any) 59.48
- EXPLAIN: Describe how the portion or percentage of the water right the seller retained was determined.
Total water right covers 94 acres - Seller is transferring for 34.52 acres being sold to Buyer, retaining balance of 59.48 acres

Water Right Number W001711
 Transfer (808) rec'd 10/12/93
 (For Department use)

FILMED
MAR 30 1994

4. POINT OF DIVERSION: Describe the location where the seller diverts his portion of the water right.

Subdivision (if any) _____
 Lot _____ Blk _____ NE 1/4 SE 1/4 NW 1/4, Sec. 21, Twp. 21 S Rge. 19 E Co. Lake
 Lot _____ Blk _____ W 1/4 W 1/4, Sec. _____ Twp. _____ S Rge. _____ W Co. _____

5. PLACE OF USE: Describe the location where the seller uses his portion of the water right.

USE: Irrigation
 Acres 40 Lot _____ Blk _____ SE 1/4 NW 1/4, Sec. 20, Twp. 21 S Rge. 19 E Co. Lake
 Acres 20 Lot _____ Blk _____ W 1/4 SW 1/4 NE 1/4, Sec. 20, Twp. 21 S Rge. 19 W Co. Lake
 USE: _____
 Acres _____ Lot _____ Blk _____ W 1/4 W 1/4, Sec. _____ Twp. _____ S Rge. _____ W Co. _____
 Acres _____ Lot _____ Blk _____ W 1/4 W 1/4, Sec. _____ Twp. _____ S Rge. _____ W Co. _____

C. MAP: Attach a map (ASCS aerial photo or USGS topographic map) showing both the buyer's and the seller's points of diversion and place of use of their portions of this water right. Include the location of any irrigated acres.

D. SIGNATURES:

Buyer's Signature Steven D. Normandeau Rose M. Normandeau Date 10-7-93
 Seller's Signature Gary D. Hawkins Date 10-7-93

WATER RIGHTS BUREAU FIELD OFFICES

BILLINGS 1537 Avenue D, Suite 105 Billings, Montana 59102 Phone: 657-2105 Serving: Big Horn, Carbon, Stillwater, Sweet Grass, Treasure, and Yellowstone Counties.	HAVRE 1708 West Second Street P.O. Box 1828 Havre, Montana 59501 Phone: 265-5516 or 265-2225 Serving: Blaine, Chouteau, Glacier, Hill, Liberty, Pondera, Teton, and Toole Counties.	LEWISTOWN 204 South Daws P.O. Box 438 Lewistown, Montana 59457 Phone: 538-7459 or 538-7012 Serving: Cascade, Fergus, Golden Valley, Judith Basin, Meagher, Musselshell, Petroleum, and Wheatland Counties.
BOZEMAN 111 North Tracy Bozeman, Montana 59715 Phone: 586-3136 or 586-3137 Serving: Gallatin, Madison, and Park Counties.	HELENA 1520 East Sixth Ave. Helena, Montana 59620-2301 Phone: 444-6895 Serving: Beaverhead, Broadwater, Deer Lodge, Jefferson, Lewis and Clark, Powell, and Silver Bow Counties.	MILES CITY 5 North Prairie P.O. Box 276 Miles City, Montana 59301 Phone: 232-6359 Serving: Carter, Custer, Fallon, Powder River, Prairie, Rosebud, and Wibaux Counties.
GLASGOW 129 1st Avenue South P.O. Box 1269 Glasgow, Montana 59230 Phone: 229-2561 Serving: Daniels, Dawson, Garfield, McCone, Phillips, Richland, Roosevelt, Sheridan, and Valley Counties.	KALISPELL 3220 Highway 93 South P.O. Box 860 Kalispell, Montana 59903-0860 Phone: 752-2288 or 752-2843 Serving: Flathead, Lake, Lincoln, and Sanders Counties.	MISSOULA Holiday Village Professional Plaza, Suite 105 P.O. Box 5004 Missoula, Montana 59806 Phone: 721-4284 Serving: Granite, Mineral, Missoula, and Ravalli Counties.

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION AND WATER COURT OF MONTANA

WATER RIGHT TRANSFER CERTIFICATE FORM

FOR DEPARTMENT USE ONLY RECEIVED AUG 4 1994 MONTANA D.N.R.C. KALISPELL REGIONAL OFFICE

1. WATER RIGHT(S) TRANSFERRED: Indicate all water rights transferred. Attach a list if additional space is needed. (P) Permit to Appropriate Water (A) Certificate of Water Right (S) Statement of Claim No(s) W001711-00 W001713-08 766

2. BUYER (person receiving the water right): If all buyers' signatures are not available, a copy of the recorded instrument showing conveyance from the seller to the buyer is required. Name(s) Monte Jenkins Phone Marylyn Jenkins Phone New Address 10 Glacier Lily Lane State MT Zip 59864



Subscribed and sworn before me this 4th day of August, 1994. Notary's Signature [Signature] Notary for the State of Montana Residing at Polson My Commission Expires 3-1-96

3. SELLER (person relinquishing the water right): If all sellers' signatures are not available, a copy of the recorded instrument showing conveyance from the seller to the buyer is required. Name(s) Gary Hawkins Phone New Address 2181 Twin Creek Way State MT Zip 59864



Subscribed and sworn before me this 4th day of July, 1994. Notary's Signature [Signature] Notary for the State of Montana Residing at Polson My Commission Expires 3-1-96

FILMED

4. DNRC OWNER(S) OF RECORD: Gary D. Hawkins

NOTE: If the Department of Natural Resources and Conservation (DNRC) owner of record does not match the seller listed in Item 3, provide recorded documentation of the chain of ownership from the DNRC owner of record to the seller. The name of the DNRC owner of record can be obtained from our regional offices.

5. IS THE BUYER RECEIVING 100 PERCENT OF THE SELLER'S INTEREST IN THE WATER RIGHT(S) LISTED ABOVE? X YES NO

Attach one Addendum to Water Right Transfer Certificate For Apportioned Water Right (Form 608A) and a map for each water right in which the buyer did not receive a 100 percent interest.

6. MEANS OF TRANSFER: X Deed Contract for Deed Other (explain)

7. FEE REQUIRED: \$ 30.00

Use the work sheet in the instruction form to determine the fee required.

8. REMARKS: Use this space to further explain any of the items.

9. PERSON or AGENCY COMPLETING FORM:

Name Lake County Abstract & Title Co. Phone No. 883-6226 Address Box 681 City Polson State MT Zip 59860

10. MONTANA WATER COURT - ADJUDICATION OF EXISTING WATER RIGHTS

Water right numbers denoted with a "W," "U," or "O" - for example, 43A-W-999999-00 - are Statements of Claim subject to the ongoing adjudication of existing water rights in the Montana Water Court. For these water right claim numbers, buyer and seller should consider the following:

- 1. Have objections been filed to this claim?
2. Has the seller filed objections to other water right claims in the basin?
3. Will the seller maintain or withdraw seller's objections? Is the buyer going to pursue the seller's objections?

If the answer to any of these questions is YES (or if you are unsure), then further information should be obtained from the Montana Water Court. Any buyer intending to pursue or withdraw an objection filed by the seller is required to file a Motion for Substitution of Party with the court. Failure to properly substitute parties may result in a judicial dismissal of any filed objection. A sample form for this motion is available from the court.

Contact the Water Court at 1-800-624-3270 (in state) or (406) 586-4364.

Reference File # 766 W001711-00

WATER RIGHT TRANSFER CHECKLIST

FORM REVIEW (Indicate yes/no; if no explain in Remarks)

- 1. Water right or 'other' numbers listed are written correctly (i.e. numbers not transposed, correct basin, digits not left off, etc.)
2. Buyer's name and address are complete. Buyer's signature is notarized. NO documents in lieu of buyer's signature attached.
3. Seller's name and address are complete. Seller's signature is notarized. NO documents in lieu of seller's signature attached.
4. DNRC owner of record matches seller's name. NO documents to show chain of ownership attached.
5. YES/NO checked. YES addendum, flow chart and map showing place of use for each water right split attached.
6. Means of Transfer is identified.
7. Required fee received.
8. REMARKS - remarks reviewed. Water Court copy made and sent (for basins in Exhibit 7).

REMARKS:

Called Rod Johnson, owner of Lake County Abstract, & confirmed Hawkins sold remainder of SB + ACES. TO JENKINS.

Reviewer:

AL Russell

FILMED

Date: 1/12/95

02/15/95

ACKNOWLEDGEMENT OF WATER RIGHT TRANSFER FROM DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION STATE OF MONTANA

PAGE 1

WATER RIGHT NUMBER 766 - W-001711-00

WE HAVE RECEIVED AND RECORDED A TRANSFER OF WATER RIGHT OWNERSHIP IN WHICH YOU WERE NAMED AS A PARTY. THE RECORDS MAINTAINED BY THE WATER RIGHTS BUREAU HAVE BEEN CHANGED TO REFLECT THE NEW OWNERSHIP ACCORDING TO THE WATER RIGHT TRANSFER. THE ABSTRACT BELOW SHOWS THE CURRENT WATER RIGHT INFORMATION. BOTH BUYER AND SELLER HAVE BEEN SENT THIS ACKNOWLEDGEMENT.

IF YOU HAVE QUESTIONS, PLEASE CONTACT YOUR LOCAL WATER RESOURCES REGIONAL OFFICE, KALISPELL REGIONAL OFFICE, 752-2288.

Table with columns: OWNERS, NORMANDEAU, STEVEN, D, ROSE, M, JENKINS, MONTE, JENKINS, MARYLYN

TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.

Table with columns: PRIORITY DATE, FLOW RATE, VOLUME, SOURCE, MAXIMUM ACRES, PURPOSE, USE, FLOW, VOLUME (AF), PERIOD OF USE

Table with columns: POINTS OF DIVERSION AND MEANS OF DIVERSION, DIVERSION, LOT, BLK, QTR, SEC, TWP, RGE, COUNTY, MEANS

Table with columns: PLACE OF USE FOR IRRIGATION, ACRES, LOT, BLK, QTR, SEC, TWP, RGE, COUNTY

FILMED

PORTIONAL WATER RIGHT TRANSFER FOR WATER RIGHT # W 0017-00 76L

TOTAL RIGHT

CURRENT OWNER: DO RATE 1054.68 VOLUME 350 100%

GARY HAWKINS

40 ACRES SE 1/4 SW 1/4 SEC 20 T21N 19W
40 ACRES SW 1/4 SE 1/4 SEC 20 T21N 19W
7 ACRES NW 1/4 SE 1/4 SEC 20 T21N 19W
7 ACRES NE 1/4 SE 1/4 SEC 20 T21N 19W
94

PORTIONS PER TRANSFER

OWNER: DL RATE P VOLUME P P:

STEVEN D. ROSE & M. NORMANDEAU

RECEIVES 34+

20 ACRES E 1/2 SW 1/4 SEC 20 T21N 19W
7 ACRES NW 1/4 SW 1/4 SEC 20 T21N 19W
7 ACRES NE 1/4 SW 1/4 SEC 20 T21N 19W

GARY HAWKINS

RETAINS 60

40 ACRES SE 1/4 SW 1/4 SEC 20 T21N 19W
20 ACRES W 1/2 SW 1/4 SEC 20 T21N 19W

OWNER: RATE VOLUME P:

[Empty box]

ACRES N N N SEC T R
ACRES N N N SEC T R
ACRES N N N SEC T R

MAR 30 1994

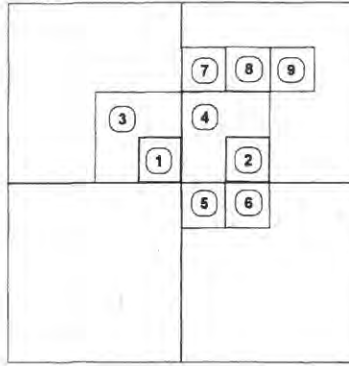
OWNER: RATE VOLUME P:

[Empty box]

ACRES N N N SEC T R
ACRES N N N SEC T R
ACRES N N N SEC T R

RATE & VOLUME TO BE DETERMINED IN FINAL DECREE.

Date: 2/3/94 Initial: AL



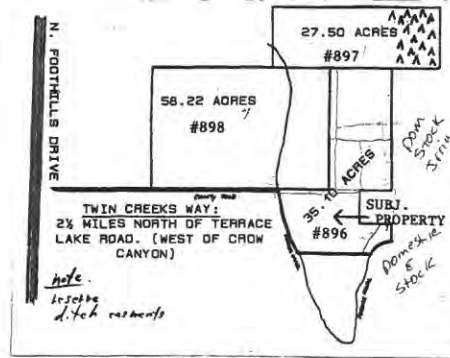
R19WSE1/4; SE1/4; NW1/4

- 1.) SECTION 20; T21N;
2.) SE1/4; SW1/4; NE1/4
3.) SE1/4; NW1/4
4.) SW1/4; NE1/4
5.) NW1/4; NW1/4; SE1/4
6.) NE1/4; NW1/4; SE1/4
7.) SW1/4; NW1/4; NE1/4
8.) SE1/4; NW1/4; NE1/4
9.) SW1/4; NE1/4; NE1/4

1-2 Are Domestic Claims

3-6 Are Irrigation Claims - Flow @ 94 Miners Inches = Vol@350 Acre/Ft From May 1St To October 1St

7-9 Are Irrigation Claims - Flow @ 24 Miners Inches = Vol@90 Acre/Ft From May 1St To October 1St



FILMED MAR 30 1994

Water Rights Basin 76L No(s) W0017-

WATER RIGHT TRANSFER CERTIFICATE

CHECKLIST

DEPARTMENT USE BLOCK (check if OK)

Date Rec'd OK [checked] Fee OK [checked] Transmittal No. Completed [checked]

FORM CHECK (Indicate No or Yes; if No, explain/document the corrections made under Comments)

- 1. All water right numbers are accurately listed.
2. The means of transfer is complete and/or adequately explained.
3. Is complete. For any split rights; 60BA's, flow charts, additional documentation are attached.
4. Buyer's names and addresses are correct and complete.
5. Seller's names and addresses are correct and complete.
6. Is OK.
7. Is completed and there are parties to include in SB proceedings.
8. Is OK.
9. Both signatures are OK and notarized.
10. Water Courts Copy has been made and sent (if applicable).

COMMENTS / DOCUMENTATION / INSTRUCTIONS TO RECORDS (by item number)

Item Comments

FILMED MAR 30 1994

continued, see attached

ANALYST: AL Kuncel DATE: 2/3/94

02/17/94

ACKNOWLEDGEMENT OF WATER RIGHT TRANSFER FROM DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION STATE OF MONTANA

PAGE 1

WATER RIGHT NUMBER 76L -W-001711-00

WE HAVE RECEIVED AND RECORDED A TRANSFER OF WATER RIGHT OWNERSHIP IN WHICH YOU WERE NAMED AS A PARTY. THE RECORDS MAINTAINED BY THE WATER RIGHTS BUREAU HAVE BEEN CHANGED TO REFLECT THE NEW OWNERSHIP ACCORDING TO THE WATER RIGHT TRANSFER. THE ABSTRACT BELOW SHOWS THE CURRENT WATER RIGHT INFORMATION. BOTH BUYER AND SELLER HAVE BEEN SENT THIS ACKNOWLEDGEMENT.

IF YOU HAVE QUESTIONS, PLEASE CONTACT YOUR LOCAL WATER RIGHTS BUREAU REGIONAL OFFICE. KALISPELL REGIONAL OFFICE, 752-2288.

OWNERS: NORMANDEAU STEVEN D
PD BOX 709 RONAN MT 59864
NORMANDEAU ROSE M
PD BOX 709 RONAN MT 59864

PRIORITY DATE: 0, 1893
FLOW RATE: 2.35 CUBIC FEET PER SECOND (C)
VOLUME: 350.00 ACRE FEET PER YEAR (AF)
SOURCE: CROW CREEK, NORTH
MAXIMUM ACRES: 94.00
PURPOSE:
USE FLOW VOLUME (AF) ACRES PERIOD OF USE
IRRIGATION 2.35 C 350.00 94.00 MAY 1 TO OCT 4

POINTS OF DIVERSION AND MEANS OF DIVERSION:

Table with columns: DIVERSION, LOT, BLK, QTR, SEC, SEC, TWP, RGE, COUNTY, MEANS. Row: NESENW 21 21N 19W LAKE HEADGATE

Table with columns: PLACE OF USE FOR IRRIGATION, ACRES, LOT, BLK, QTR, SEC, SEC, TWP, RGE, COUNTY. Rows: 001 40.00 SENW 20 21N 19W LAKE, 002 40.00 SWNE 20 21N 19W LAKE, 003 7.00 NWNWSE 20 21N 19W LAKE, 004 7.00 NENWSE 20 21N 19W LAKE, TOTAL 94.00

ON TRANSFER OF OWNERSHIP, UPON A CHANGE IN OWNERSHIP OF ALL OR ANY PORTION OF THIS CLAIMS TO THE PARTIES TO THE TRANSFER SHALL FILE WITH THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION A WATER RIGHT TRANSFER CERTIFICATE, FORM 608, PURSUANT TO SECTION 85-2-424, MCA.

REMARKS: NOTICE OF TRANSFER RECEIVED 10/12/93.

FILMED MAR 30 1994

PLACE OF USE CONTINUED:

TOTAL \$4.00

** TRANSFER OF OWNERSHIP: UPON A CHANGE IN OWNERSHIP OF ALL OR ANY PORTION OF THIS CLAIM, THE PARTIES TO THE TRANSFER SHALL FILE WITH THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION A WATER RIGHT TRANSFER CERTIFICATE, FORM 609, PURSUANT TO SECTION 85-2-424, MCA.

REMARKS: NOTICE OF TRANSFER RECEIVED 8/04/94.

DNRC WATER RIGHT OWNERSHIP UPDATE form with sections for PART I - SALE DATE, PART II - Grantor's complete name, PART III - Description of Property, and PART IV - WATER RIGHT(S) TO UPDATE.

FOR DEPARTMENT USE ONLY stamp with RECEIVED NOV 18 1993 D.N.R.C. and fields for Fee Paid, Check No., and Date.

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION AND MONTANA WATER COURT

IMPORTANT INFORMATION

- Montana law requires this form be filed by the seller within 60 days after recording a change in ownership of real property which has water rights on record with the DNRC. Do not file this form if your only use of water is from an irrigation district, municipal system, water users association, or other public water supply.

Described below is further explanation of exempt rights or water rights which are valid without a DNRC water right number. A DNRC water right number is not required for the following if the use began:

- prior to January 1, 1962: groundwater used for individual domestic use, as opposed to municipal use; prior to January 1, 1962: groundwater used for stock; between January 1, 1962 through June 30, 1973: groundwater used for stock or domestic purpose and a GW1, GW2, or GW3 form is properly filed in the courthouse; or prior to July 1, 1973: instream surface water used for stock or domestic purposes.

If a water right does not have a DNRC number, and does not fall within the above exceptions, then there is no water right.

IF YOU HAVE QUESTIONS CALL YOUR LOCAL REGIONAL OFFICE.

BILLINGS Phone: 406-557-2106 Big Horn, Carbon, Carter, Custer, Fallon, Powder River, Prairie, Rosebud, Stillwater, Sweet Grass, Treasure, and Yellowstone Counties

HELENA Phone: 406-449-0944 Beaverhead, Broadwater, Deer Lodge, Jefferson, Lewis and Clark, Powell, and Silver Bow Counties

The Montana Water Court is currently adjudicating all Statements of Claim. For the current status of the claim(s) specified on the ownership update or if you have questions for the Water Court, call 1-800-824-3270 (in state) or 406-586-4364.

Table with 2 columns: FILING FEE and water rights count. Rows include 1 water right (\$25.00), 2 water rights (\$30.00), 3 water rights (\$35.00), 4 water rights (\$40.00), 5 water rights (\$45.00), and 6 or more (\$50.00 maximum).

Send the form along with the fee to: DNRC, PO BOX 201601, HELENA, MT 59620-1601 (MAKE CHECK PAYABLE TO DNRC)

EXHIBIT "A" All of the E4SW4NE4 and Portions of the N4NW4SE4 of Section 20, Township 21 North, Range 19 West, P.M.M., Lake County, Montana, described as follows: Commencing at the East 1/4 corner of said Section 20; thence S. 89°51'26" W. 1316.75 feet along the East-West Midsection line of said Section 20, to the Point of Beginning; thence S. 89°51'26" W. 330.00 feet along the North edge of a Parcel described in Deeds Microfile No. 171590; thence along the Western edge of said parcel recorded in Deeds Microfile No. 171590, S. 0°16'14" E. 330.00 feet to the East edge of said Parcel; thence along East edge of N4NW4SE4 S. 0°16'14" E. 194.00 feet to the Centerline of Pablo Feeder Canal and the Northerly and Westerly edges of a parcel recorded on C.O.S. No. 4176; thence along said Centerline the following four (4) courses; N. 89°37'44" W. 31.74 feet; S. 65°51'16" W. 47.59 feet; S. 48°48'16" W. 65.16 feet; S. 38°24'16" W. 94.76 feet; thence along the Southern edge of said N4NW4SE4, S. 89°51'49" W. 785.88 feet to the Centerline of said Canal; thence along said Canal Centerline the following seven (7) courses; N. 20°12'05" W. 73.60 feet; N. 42°25'09" W. 79.46 feet; N. 52°56'10" W. 147.55 feet; N. 36°21'12" W. 111.59 feet; N. 2°58'41" E. 137.18 feet; N. 15°52'37" E. 123.05 feet; N. 28°18'31" E. 110.02 feet; thence along the Northern edge of said N4NW4SE4 N. 89°51'26" E. 478.04 feet; thence along the Western edge of said E4SW4NE4 N. 0°13'05" W. 1322.87 feet; thence along the Northern edge of said E4SW4NE4 N. 89°51'47" E. 658.87 feet; thence along the Eastern edge of said E4SW4NE4 S. 0°11'47" E. 1322.80 feet to the Point of Beginning. Further identified as being Parcel "A" on Certificate of Survey No. 4882.

762 001711
WATER RIGHT TRANSFER CERTIFICATE
 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
 AND WATER COURTS OF MONTANA

ADDENDUM FOR PORTIONAL WATER RIGHT TRANSFER

INSTRUCTIONS

Complete one addendum for each portional water right being transferred. The buyer cannot change the point of diversion, place of use, place of storage, or the purpose of use without prior approval from the Department of Natural Resources and Conservation. You are encouraged to contact your area Water Rights Bureau field office listed below for assistance in completing the addendum.

INSTRUCTIONS

You are encouraged to contact your area Water Rights Bureau field office listed on the back page of the Department Copy of this form or on page 2 of Form 004, Instructions for Water Right Transfer Certificate, for assistance in completing this form. This form is used to indicate a change in water right owners. Do not use this form if you are a user of a municipal or irrigation district water system. If more than one water right is transferred, list all the water right numbers on the appropriate lines in Item 1 or attach a list. Return the completed Water Right Transfer Certificate with the proper filing fee to your county clerk and recorder for recording.

FOR DEPARTMENT USE

Fee received: \$52 By: [Signature]
 Transmittal No.: 1715
 Date: 11-7-83
 Reviewed By: [Signature]
 Filmed: [Signature]
 Coded: [Signature]
 BASIN: 762

NOV 7 1983
 RECEIVED

(Type or print in ballpoint ink)

1. WATER RIGHT(S) TO BE TRANSFERRED:

- Permit to Appropriate Water Number(s)
- Certificate of Water Right Number(s)
- Statement of Claim Number(s) 001711 - Irrigation and 001712 - MONT. FEET OF NATURAL RESOURCES & CONSERVATION
- Powder River Decree Number(s)

2. MEANS OF TRANSFER:

- Deed recorded in: County Lake
- Contract for Deed/Notice of Purchasers Interest recorded in: County DEC 2 2 1983
- Court Decree recorded in: County
- Other, explain: BY _____

3. IS THERE A DIVISION OR SPLIT OF THE WATER RIGHT(S)?

- Yes. If yes, complete the Addendum for Portional Transfers on the reverse side of the Department Copy of the Water Right Transfer Certificate. If a portion of more than one right is being received, complete an Addendum for each right being transferred.
- No. Do not complete the Addendum if you received the whole right(s).

4. OWNERS' NAMES: List the complete names (please print) and addresses of all persons who are to appear as owner of the water right(s). Include buyer's name(s), and seller's name(s) if they retain an interest in the water right(s).

Name: XXXXXX Gary Hawkins Mailing Address: Route 1, Box 55, Ronan, Mt. 59864
 Name: _____ Mailing Address: _____
 Name: _____ Mailing Address: _____
 Name: _____ Mailing Address: _____

5. SELLER'S NAME(S): List the seller's name and address if not listed in Item 4 above.

NAME: Kathryn Hawkins MAILING ADDRESS: Rt. 1, Box 55, Ronan, Mt. 59864

6. OTHER INTERESTED PARTIES: List the names and addresses other than the above persons who are to receive notice of adjudication proceedings concerning the water right(s).

Name: None Mailing Address: _____
 Name: _____ Mailing Address: _____

7. CERTIFICATE OF ACKNOWLEDGMENT: The Seller and Buyer must sign the back page of the Water Right Owners copy, and have it notarized. The clerk and recorder must complete the recording information at the bottom of the same page.

NOTE TO COUNTY CLERK AND RECORDER:

Record only the Water Right Owners copy. (DO NOT RECORD the Department's copy or Water Courts copy.) Please answer the question below. (Micro. 275270)

Has the Water Right Owners copy been recorded? Yes. No.

By: /s/ Roxanne Cooper Deputy or RHELE M. HARDING Clerk and Recorder

MAIL THE Department Copy to: Department of Natural Resources and Conservation, 32 S. Ewing, Helena, Montana 59620, and the Water Court Copy to: Chief Water Judge, Box 1568, Bozeman, Montana 59715.

DEPARTMENT'S COPY

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
 WATER RESOURCES DIVISION



STATE OF MONTANA

Acknowledgment of Claim

CLARK FORK RIVER BASIN WATER COURT DIVISION

THIS LETTER HEREBY ACKNOWLEDGES THE RECEIPT OF YOUR STATEMENT OF CLAIM FORM (AND ATTACHMENTS) BY THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION.

CLAIM NUMBER ASSIGNED: 001711

TYPE OF FORM: IRRIGATION

DATE RECEIVED: 03/24/80

OWNER OF WATER RIGHT:

KATHRYN E HAWKINS
 RT 1 BOX 55
 RONAN MT 59864

CO-OWNER: SARY D HAWKINS

SOURCE: STREAM, CROW CREEK

POINT OF DIVERSION: QTR SEC SEC TWP RGE COUNTY
 NE SE NW 21 21N 19W LAKE

In correspondence concerning your claim, please refer to the above claim number. Your claim is NOT:

- a. a violation of your water right;
- b. an adjudication of your water right;
- c. an application for a new water right.

Your actual claim and support material will be submitted to the appropriate Water Court for preparation of a preliminary decree.

Retain this acknowledgment until you have transferred all or part of your water right. The buyer should complete a Notification of Transfer of Appropriation Water Right (form on reverse side). This notification should reflect any pertinent data that has changed concerning your claim.

For further information contact the Department or its field office at the address below:

KALISPELL JWR FIELD OFFICE
 HIGHWAY 93 NORTH
 P.O. BOX 863
 KALISPELL MT 59901
 PHONE (406)-755-9288

HQ4, ROBERT M. HOLTZ, WATER JUDGE, CLARK FORK DIVISION

FILMED
 DEC 2 2 1983

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
 WATER RIGHTS BUREAU
 WATER RIGHT ADDENDUM

TOL 001711-00

WATER RIGHT NUMBER: 762 001711-00

OWNER DATA:
 CURRENT OWNER: I GARY D HAWKINS
 RONAN MT 59864
 ORIGINAL OWNER: I KATHRYN E HAWKINS
 RT 1 BOX 55
 RONAN MT 59864

WATER RIGHT DATA:

CURR. ACRES: 1.00
 MAXIMUM ACRES: 1.00
 MINIMUM ACRES: 1.00

DIVERSION DATA:
 POINT OF DIVERSION: NE SE NW 21 21N RGE 19W LAKE CO
 SOURCE: CROW CREEK, NORTH

PURPOSE DATA:
 TYPE OF USE: IRRIGATION
 TYPE OF IRRIGATION: FLOOD

TABLE DATA:
 NUMBER ACRES LOT BLOCK QTR SECTN SECTN TWP RGE
 101-001 1.00 100 100 100 21N 19W LAKE CO
 101-002 1.00 100 100 100 21N 19W LAKE CO
 101-003 1.00 100 100 100 21N 19W LAKE CO

APPLICATION REC'D: 03/24/80
 RECEIVED: 03/24/80
 INITIAL: [Signature]
 DATE: 03/24/80

PERIOD OF RECORDATION: 01-OCT-01
 RECORDATION RATE: (M) HEADGATE WITH DITCH OR PIPELINE
 DISTANCE RATE: 1.50 CFS

PERIOD OF RECORDATION: 01-OCT-01
 RECORDATION RATE: (M) HEADGATE WITH DITCH OR PIPELINE
 DISTANCE RATE: 1.50 CFS

FILMED
 DEC 2 2 1983

Montana Water Rights Bureau Area Field Offices

- HAVRE**
 Old Highway 2
 P.O. Box 1828
 Havre, Montana 59501
 Phone: 255-5516
 Serving: Blaine, Chouteau, Glacier, Hill, Liberty, Pondera, Teton and Toole Counties.
- MISSOULA**
 2101 Bow Street
 P.O. Box 5004
 Missoula, Montana 59806
 Phone: 721-4284
 Serving: Missoula, Granite, Ravalli, and Mineral Counties.
- GLASGOW**
 110 5th Street South, Room 106
 P.O. Box 884
 Glasgow, Montana 59230
 Phone: 228-2561
 Serving: Daniels, Dawson, Garfield, McCone, Phillips, Richland, Roseau, Sheridan and Valley Counties.
- HELENA - Office Location**
 28 So Rodney
 Mailing Address:
 32 South Ewing
 Helena, Montana 59620
 Phone: 449-3534
 Serving: Deer Lodge, Powell, Lewis and Clark, Broadwater, Silver Bow, Jefferson and Beaverhead Counties.
- BOZEMAN**
 1201 East Main
 Bozeman, Montana 59715
 Phone: 586-3136
 Serving: Gallatin, Park and Madison Counties.
- BILLINGS**
 1537 Avenue D, Suite 352
 Billings, Montana 59102
 Phone: 667-2105
 Serving: Big Horn, Carbon, Stillwater, Treasure, Yellowstone and Sweet Grass Counties.
- KALISPELL**
 3220 Highway 93 South
 P.O. Box 860
 Kalispell, Montana 59903-0860
 Phone: 752-2288
 Serving: Flathead, Lake, Lincoln and Sanders Counties.
- LEWISTOWN**
 613 NE Main Street
 P.O. Box 438
 Lewistown, Montana 59457
 Phone: 538-7459
 Serving: Cascade, Fergus, Golden Valley, Judith Basin, Meagher, Musselshell, Petroleum and Wheatland Counties.
- MILES CITY**
 5 North Prairie
 P.O. Box 276
 Miles City, Montana 59301
 Phone: 232-6359
 Serving: Carter, Custer, Fallon, Powder River, Prairie, Rosebud and Wibaux Counties.

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
 ABSTRACT OF CLAIM FOR EXISTING WATER RIGHTS

PROJECT DATE: 2/23/86
 CLAIM RECEIVED: 2/23/86

ADDRESS: PO BOX 76L, NORTH CROW CREEK, MT 59864

ACRES: 84.00
 VOLUME: 310.00
 CLASSIFICATION: CLASS 1

ADDITIONAL COMMENTS: NONE

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
 ABSTRACT OF CLAIM FOR EXISTING WATER RIGHTS

CLAIM ID: 76L-001711-00 (CONTINUED)

MEANS DEVS OK: YES NO APPEARS CORRECT UNVERIFIED COMMENTS: Claim Correct

PROOF OF USE: CLAIMED FLOW RATE OK: YES NO NONE ELVEN COMMENTS: _____

CLAIMED PARTY DATA OK: YES NO COMMENTS: _____

FLOW RATE OK: YES NO LOCAL STANDARD COMMENTS: _____

VOLUME OK: YES NO LOCAL STANDARD COMMENTS: _____

PROPOSED DATE OK: YES NO APPLIED LAST MONTH OF MONTH COMMENTS: _____

PERIODS OF USE OK: YES NO APPLIED STANDARD COMMENTS: _____

AIR PHOTO VERIFICATION OF DEVELOPMENT: PHOTO: 1/22/86 PHOTO DATE: 1/22/86

TELEPHONE CONTACT: YES NO DATE COMPLETED: _____ BY: _____ COMMENTS: _____

LETTER CONTACT: YES NO DATE COMPLETED: _____ BY: _____ COMMENTS: _____

DUNDERSHIP: YES NO DATE COMPLETED: _____ BY: _____ COMMENTS: _____

INTERVIEW: YES NO DATE COMPLETED: _____ BY: _____ COMMENTS: _____

FIELD INVESTIGATION: YES NO APPROVED BY: _____ DATE CHECKED: _____ BY: _____ COMMENTS: _____

GENERAL REMARKS: Claim correct as by record

INVESTIGATED BY: Paul D. Powell DATE: 8/1/86

REVIEWED BY: _____ DATE: _____

001711 *

712
713
714

76L Basin ID Number

NAME/ADDRESS CORRECTION

OLD	NEW
RT / BOX 55	2181 Twin Creeks Way

Telephone contact on _____ with _____

Signature check & microfiche research _____

Standardization _____

Clerical error _____

Other

Comments: POSTMASTER UPDATING

FILMED
AUG 19 1986

Researched by JK Date 8/1/86

RECEIVED 76L WATER RIGHT TRANSFER CERTIFICATE
 OCT 12 1993 DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION AND WATER COURTS OF MONTANA

MONTANA D.N.R.C. INSTRUCTIONS	FOR DEPARTMENT USE
<p>WATER RIGHT(S) TRANSFERRED: Indicate all of the water rights transferred. Attach a list if necessary.</p> <p><input type="checkbox"/> (P) Permit to Appropriate Water No(s) _____</p> <p><input type="checkbox"/> (C) Certificate of Water Right No(s) _____</p> <p><input checked="" type="checkbox"/> (W) Statement of Claim No(s) <u>W0 01711-76L</u> <u>MAR 30 1994</u></p> <p><input type="checkbox"/> (Y/D) Final Decreed Right No(s) _____</p> <p><input type="checkbox"/> (E) Exempt Existing Water Right No(s) _____</p> <p>(If Exempt and the right is not already on record with the Department, you must complete and submit an Addendum for Exempt Existing Water Right, Form 608-B.)</p>	<p>Date received: <u>10-12-93</u></p> <p>By: <u>Paul D. Powell</u></p> <p>Fee received: <u>75.00</u> <u>NO #3635</u></p> <p>Transmittal No: <u>08-015</u></p> <p>Reviewed by: <u>AL</u></p> <p>BASIN: <u>76L</u></p> <p>Coded: <u>71 Hughes</u></p>
<p>2. MEANS OF REALTY TRANSFER:</p> <p><input type="checkbox"/> Deed recorded in: County _____ Bk. _____ Pg. _____ Doc. No. _____</p> <p><input checked="" type="checkbox"/> Contract for Deed / Notice of Purchasers Interest recorded in: County <u>Lake</u> Bk. _____ Pg. _____ Doc. No. _____</p> <p><input type="checkbox"/> Court Decree Recorded in: County _____ Bk. _____ Pg. _____ Doc. No. _____</p> <p><input type="checkbox"/> Other, explain: _____</p>	
<p>3. IS THERE A DIVISION OR SPLIT OF THE WATER RIGHT(S)?</p> <p><input checked="" type="checkbox"/> YES. If more than one water right is listed in No. 1 above, list which water right numbers have been split.</p> <p>Complete one Addendum for Apportioned Water Right, Form 608-A, for each split right, showing what portion of the water right the buyer received and what portion the seller retained.</p> <p><input type="checkbox"/> NO. The buyer received the entire water right(s), 100%.</p>	
<p>4. BUYER'S NAME(S): Print the complete names, mailing addresses, and phone numbers of the persons who received the water right(s).</p> <p>Name: <u>STEVEN D. NORMANDEAU</u> Phone No. <u>676-3020</u></p> <p>Mailing address: <u>P. O. Box 709, Ronan, MT 59864</u></p> <p>Name: <u>ROSE M. NORMANDEAU</u> Phone No. _____</p> <p>Mailing address: <u>P. O. Box 709, Ronan, MT 59864</u></p>	
<p>5. SELLER'S NAME(S): Print the complete names, mailing addresses, and phone numbers of the persons selling the property and water right(s). If the land is on contract for deed and the seller wants to remain on record for notification purposes only, check yes. YES _____</p> <p>Name: <u>GARY D. HAWKINS</u> Phone No. _____</p> <p>Mailing address: <u>2181 Twin Creeks Way, Ronan, MT 59864</u></p> <p>Name: _____ Phone No. _____</p> <p>Mailing address: _____</p>	



FILE



STATEMENT OF CLAIM



76L



1711



00

Box Bar Code _____
File Bar Code _____
Date/Initials _____

Form No. 761 N1079
01711 76L
LA-C
08-04-01-04
\$44.00

STATEMENT OF CLAIM FOR EXISTING WATER RIGHTS RECEIVED

IRRIGATION

MONTANA D.N.R.C.
KALISPELL FIELD OFFICE

MAR 24 1980

1. Owner of Water Right Hawkins Last Kathryn First J Middle Initial _____

Co-Owner or Other Interest Owner Hawkins Last Gary First D Middle Initial _____

Address Rte 1 Box 55
City Ronan State Mont. Zip Code 59864
Home Phone No. 676-2079 Business Phone No. _____

2. Person completing form Hawkins Last Gary First D Middle Initial _____

Address Rte 1 Box 55
City Ronan State Mont. Zip Code 59864
Home Phone No. 676-8930 Business Phone No. _____

3. Name of ditch, creek or river Raymond Ditch
Use: Irrigation

4. Method of Irrigation Use: Sprinkler Furrow Flood

5. Source of Water:
 Stream Name Crow Creek Tributary of Flathead River
 Spring
 Well
 Lake Name _____ Stream _____
 Reservoir Name _____ Stream _____

6. Point of Diversion: County Lake
NE 1/4 SE 1/4 NW 1/4, Section 21, T 21, N/S, R 19 EW

7. Means of Diversion:
 Pump Capacity _____ gpm
 Headgate and ditch or pipe
 Flood and dike

8. Means of Conveyance:
 Ditch
 Pipeline
 Other: Explain _____

9. Place of use and acres irrigated. County Lake

40 acres, 1/4 SE 1/4 NW 1/4, Section 20, T 21, N/S, R 19 EW

40 acres, 1/4 SW 1/4 NE 1/4, Section 20, T 21, N/S, R 19 EW

7 acres, NW 1/4 NW 1/4 SE 1/4, Section 20, T 21, N/S, R 19 EW

7 acres, NE 1/4 NW 1/4 SE 1/4, Section 20, T 21, N/S, R 19 EW

_____ acres, 1/4 1/4 1/4, Section _____, T _____, N/S, R _____ EW

94 Total acres.

10. Flow rate claimed: 9.4 cubic feet per second
 gallons per minute
 miner's inches

11. Volume claimed: 350 acre-feet

12. Period(s) of use: May 1 to October 1

13. Check one: Decreed Water Right
 Filed Appropriation Right
 Use Water Right

14. Attach copies of the Decree, Record of Filing or Proof of Use Right.

15. Attach copies of aerial photographs, U.S. Geological Survey maps or such other documents necessary to show point of diversion, place of use, place of storage, and conveyance facilities.

16. Notarized Statement signed by claimant.

STATE OF MONTANA)
County of Lake) ss.

I, Kathryn T. Hawkins & Gary D. Hawkins having been first duly sworn, depose(s) and say(s) that (he) (she) (they), being of legal age and being the claimant(s) of the foregoing claim of Existing Water Right, and the person(s) whose name(s) is (are) subscribed thereto as the claimant(s), that (he) (she) (they) know(s) the contents of said foregoing claim and that the matters and things therein are true and correct.

Kathryn T. Hawkins
Gary P. Hawkins

Subscribed and sworn before me, this 12th day of March, 1980

Donna J. Bartzel
Notary Public for the State of Montana

Residing at Ronan, Mt.
My Commission expires 8/23/81

Index to Water Rights—Streams

BASE OF STREAM	NAMES OF LOCATIONS	Date of Location		Date of Return		Amount	Remarks
		Year	Month	Year	Month		
01711 MAY 24 1980 MONTANA D.N.R.C. KALISPELL FIELD OFFICE	<u>Crow Creek</u>	<u>United States of America</u>	<u>Dec 27 1907</u>	<u>Dec 29 1907</u>	<u>0</u>	<u>7</u>	
	<u>Copper</u>	<u>Bank of G. P. Co.</u>	<u>Oct 13 1910</u>	<u>Oct 24 1910</u>	<u>0</u>	<u>8</u>	
	<u>Chow</u>	<u>United States of America</u>	<u>Mar 25 1915</u>	<u>Mar 31 1915</u>	<u>0</u>	<u>25</u>	
	<u>Crowsville Creek</u>	<u>Crowsville Lumber Co.</u>	<u>June 29 1907</u>	<u>July 8 1907</u>	<u>0</u>	<u>108</u>	
	<u>Crow Creek</u>	<u>M. Reed & Sons</u>	<u>Mar 15 1914</u>	<u>Mar 18</u>	<u>0</u>	<u>116</u>	
		<u>Chasment Ferry ad mill race</u>	<u>Oct 10 1900</u>	<u>Dec 17</u>	<u>0</u>	<u>120</u>	
		<u>Paulson Carbide & Lumber</u>	<u>10</u>	<u>17</u>	<u>0</u>	<u>121</u>	
		<u>Ward Lumber & Lumber</u>	<u>10</u>	<u>26</u>	<u>0</u>	<u>125</u>	
	<u>Camps Spring</u>	<u>Mont. Catholic Mission</u>	<u>fall of 1904</u>	<u>30</u>	<u>0</u>	<u>126</u>	
	<u>Crow Creek</u>	<u>Raymond & Sons & Sons</u>	<u>Spring 1905</u>	<u>Aug 19 1905</u>	<u>0</u>	<u>131</u>	
		<u>Marion & Sons</u>	<u>Nov 15 1905</u>	<u>Sept 26</u>	<u>0</u>	<u>133</u>	
	<u>Crowsville Creek</u>	<u>Storm Clifford P.</u>	<u>Sept 26 1910</u>	<u>26</u>	<u>0</u>	<u>134</u>	
	<u>Crow</u>	<u>Stiles G.</u>	<u>Oct 6</u>	<u>Dec 6 1916</u>	<u>0</u>	<u>136</u>	
	<u>Beckton Cady Land</u>	<u>Cady, C.</u>	<u>July 15 1911</u>	<u>Feb 25 1911</u>	<u>0</u>	<u>210</u>	
	<u>Crowsville Creek</u>	<u>Lovans, C. H.</u>	<u>Sept 30 1917</u>	<u>June 6 1917</u>	<u>0</u>	<u>302</u>	
<u>Crow Creek</u>	<u>Ronan Town</u>	<u>July 14 1919</u>	<u>July 14 1919</u>	<u>0</u>	<u>320</u>		

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 8TH AVENUE, P.O. BOX 201501, HELENA, MONTANA 59625-1501

**ACKNOWLEDGEMENT OF WATER RIGHT
OWNERSHIP UPDATE**

WE HAVE RECEIVED A WATER RIGHT OWNERSHIP UPDATE IN WHICH YOU WERE NAMED AS A PARTY. THE RECORDS MAINTAINED BY THE WATER RIGHTS BUREAU HAVE BEEN CHANGED TO REFLECT THE NEW OWNERSHIP ACCORDING TO THE WATER RIGHT OWNERSHIP UPDATE. THE ABSTRACT BELOW SHOWS THE CURRENT WATER RIGHT INFORMATION. BOTH BUYER AND SELLER HAVE BEEN SENT THIS ACKNOWLEDGEMENT. IF YOU HAVE FURTHER QUESTIONS, PLEASE CONTACT YOUR LOCAL WATER RESOURCES REGIONAL OFFICE.

KALISPELL REGIONAL OFFICE 406-752-3267

Water Right Number: 78L 1711 00 STATEMENT OF CLAIM
Version: 1 - ORIGINAL RIGHT
Status: ACTIVE

Owners: MARYLYN JENKINS
10 GLACIER LILY LN
RONAN, MT 59864
MONTE JENKINS
10 GLACIER LILY LN
RONAN, MT 59864
JUDITH COOK
PO BOX 701062
HOUSTON, TX 77270
LAUREN VELK
PO BOX 743
RONAN, MT 59864
MARY VELK
PO BOX 743
RONAN, MT 59864

TRANSFER PROCESSED TO ADD NEW OWNERS. THE WATER RIGHT WILL BE SPLIT INTO SEPARATE OWNERSHIPS AFTER FINAL DECREE.

Priority Date: DECEMBER 31, 1893
Enforceable Priority Date: DECEMBER 31, 1893
Type of Historical Right: FILED

FOR DATA BASE CONVERSION PURPOSES A DAY OR MONTH AND DAY HAVE BEEN ADDED TO THE PRIORITY DATE.

Purpose (use): IRRIGATION
Maximum Flow Rate: 2.35 CFS
Maximum Volume: 350.00 AC-FT
Maximum Acres: 94.00

Source:
Source Name: NORTH CROW CREEK
Source type: SURFACE WATER

Point of Diversion and Means of Diversion:							
ID	Govt Lot	Qtr Sec	Sec	Twp	Rge	County	
1		NESENW	21	21N	19W	LAKE	

Diversion Means: HEADGATE
Period of Diversion: MAY 1 to OCTOBER 4

Purpose (Use): IRRIGATION
Irrigation Type: FLOOD

Volume: 350.00 AC-FT
Period of Use: MAY 1 to OCTOBER 4

Place of Use:							
ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1	40.00		SESW	20	21N	19W	LAKE
2	40.00		SWNE	20	21N	19W	LAKE
3	7.00		NWNWSE	20	21N	19W	LAKE
4	7.00		NENWSE	20	21N	19W	LAKE
Total:	94.00						

Remarks:

WATER RIGHT OWNERSHIP UPDATE RECEIVED 07/13/2005
NOTICE OF WATER RIGHT TRANSFER RECEIVED 10/12/93
NOTICE OF WATER RIGHT TRANSFER RECEIVED 08/04/94
NOTICE OF WATER RIGHT OWNERSHIP UPDATE RECEIVED 11/18/99

NO. 1 01711

Henry Raymond and James Raymond RECEIVED
TO MAY 24 1930
MONTANA D.N.R.C.
MISSOULA FIELD OFFICE
160 inches of the waters of
BOOK I of Water Rights, Page 106.

STATE OF MONTANA, }
COUNTY OF MISSOULA, } TO ALL WHOM THESE PRESENTS MAY CONCERN:
WE IT KNOWS, That Henry Raymond and James Raymond of Roman in said County and State do hereby publish and declare, as a legal notice to all the world, as follows:
I. That they have a legal right to the use, possession and control of and claim (160) one hundred sixty inches of the waters of Crow Creek in said County and State for irrigating and other purposes.
II. That the purpose for which said water is claimed, and the place of intended use is for irrigating a general use on their allotments on the Flathead Reservation.
III. That the means of diversion with size of ditch, by which they intend to divert the said water is as follows: A 36-inch ditch by 36 inches in size, which carries and conducts 160 inches of water from said Creek; which said ditch diverts the water from said stream at a point upon its west bank, and runs thence west thence over and upon said land (or mining claim).
IV. That they appropriated and took said water on the 1st day of Spring A.D. 1893, by means of said ditch.
V. That the names of the appropriators of said water are Henry Raymond and James Raymond.
VI. That they also hereby claim said ditch and the right of way therefor, and for said water by it conveyed or to be conveyed, from said point of appropriation to said land or point of final discharge, and also the right of location upon any dam, flume, reservoir, construction or to be constructed, by them in appropriating and in using said water.
VII. That they also claim the right to keep in repair and to enlarge said means of water appropriation at any time, and the right to dispose of the said right, water, ditch or said appurtenances in part or whole at any time.
CLAIMING THE SAME ALL AND SINGULAR, under and all laws, National and State, and their rulings and decisions thereunder, in the matter of water rights.
TOGETHER WITH ALL AND SINGULAR, the hereditaments and appurtenances thereto belonging and appertaining, or to accrue to the same. WITNESS their hands at Roman, Montana, this 17th day of Aug. 1910.
Henry Raymond
James Raymond

STATE OF MONTANA, }
COUNTY OF MISSOULA, }
Henry & James Raymond having first been duly sworn, depose and say that they are of lawful age and are the appropriators and claimants of the water and water right mentioned in the foregoing notice of appropriation and claim, and the persons whose names are subscribed thereto as the appropriator, and claimant, that they know the contents of said foregoing notice and that the matters and things therein stated are true.
Henry Raymond
James Raymond
Subscribed and sworn to before me, this 17th day of Aug. A.D. 1910.
D.D. Hall, Notary Public for the State of Montana,
Residing at Roman, Montana. My Commission expires February 27th, 1911.
(No Seal appears of record).

F.L.B. 3

BEST COPY
Per Prepper

01711

Stanley Searce and Evelyn Searce, his wife
to
A.R. Jacobs.
RECEIVED
MAY 24 1930
MONTANA D.N.R.C.
MISSOULA FIELD OFFICE

Warranty Deed.
Dated June 10, 1921.
Filed July 13, 1921, 11:35 A.M.
Recorded in Book 92, Deeds, Page 432, Missoula County Records, and in Book C, Deeds, Page 554, Transcribed Records of Lake County. Consideration: \$10,000.

Do by these presents grant, bargain, sell, convey, warrant and confirm unto the said party of the second part, and to his heirs and assigns forever, the hereinafter described real estate situated in the County of Missoula and State of Montana, to-wit:

(Other property not related to this abstract) and the Southeast quarter of the Northwest Quarter (S24 NW4) and the West half of the Southwest quarter of the Northeast Quarter (W1/2 SW1/4 NE1/4) Section twenty (20) in Township Twenty-one (21) North Range nineteen (19) West of the Principal Meridian, of Montana containing an area of sixty (60) acres as the same is described in the United States Survey and Patent thereof. Together with sixty (60) miners' inches of waters of Crow Creek in said County and State, appropriated by me for use upon the within described land as the notice of appropriation above appears of record in the books of said County of Missoula. All of the above described land west of the Principal Meridian of Montana.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises, unto the said party of the second part, and to his heirs and assigns forever.

With Covenants to warrant and defend.
In Presence of Stanley Searce (Seal)
Evelyn Searce (Seal)

Acknowledged June 10, 1921, by Stanley Searce and Evelyn Searce his wife, before Ross R. Holloway, Notary Public for the State of Montana, residing at Roman, Montana. My Commission expires March 8th, 1924.
(Seal)

F.L.B. 14

Page 10

HAWKINS, KATHRYN T.

STATEMENT OF CLAIM CHECKLIST

FORM TYPE: S D O

OK	NOT OK	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Received
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Basin
<input checked="" type="checkbox"/>	<input type="checkbox"/>	County
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Division
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Transmittal
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Fee

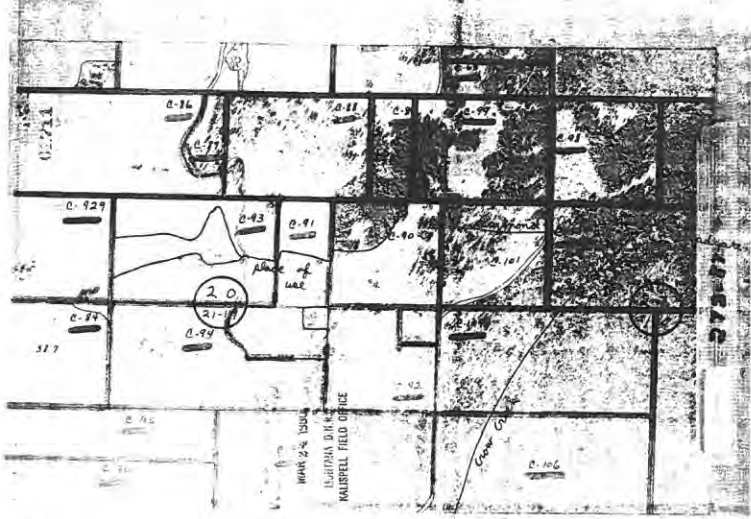
01711

FORM ITEMS

	OK	NOT OK
1	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11	<input checked="" type="checkbox"/>	<input type="checkbox"/>
12	<input checked="" type="checkbox"/>	<input type="checkbox"/>
13	<input checked="" type="checkbox"/>	<input type="checkbox"/>
14	<input checked="" type="checkbox"/>	<input type="checkbox"/>
15	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Checked by R.D. Russell 03-28-80 Date

DEFICIENT:
Phoned _____ Number _____ Date _____
Sent Letter _____ To _____ Date _____
Correction Deadline: _____ Date _____
Form Corrected _____ Date _____
Incomplete Form & Correspondence Sent To Helena
 See notes on reverse side



From OK A-Page 151

WC-0001-C-2021

November 9, 2022

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA - UNITED STATES COMPACT Montana Water Court

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Webb SHORMAN F
LAST NAME FIRST NAME MID. INITIAL
33403 TWIN CR WAY Box C
STREET ADDRESS OR PO BOX
ROMAN MT 59864
CITY STATE ZIP CODE
(406) 570-8172 NA
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

GROUND WATER 2002 WL 34947007 #3
DOMESTIC & WATER GARDEN CASE NO WL 200-01
PUT TO USE 2-10-21 OVER EACH
SEE ATTACHMENT

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: Webb G.W.R. #0 311825
(One Number Per Form)

Page number in Decree: 22
Source: GROUND WATER

DATED this 8th day of NOVEMBER 2022.

Sherron A. Webb
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Sherman A. Ell, declare under penalty of perjury, that on the 8TH day of NOVEMBER, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cstkt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov

Sherman A. Ell
SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**



LAKE COUNTY ENVIRONMENTAL HEALTH

106 FOURTH AVENUE EAST

POLSON, MT 59860-2175

PH: 406-883-7236 FAX: 406-883-7205

Email: envhealth@lakemt.gov

WASTEWATER TREATMENT SYSTEM FINAL INSPECTION & USE PERMIT

Lake County Environmental Health (LCEH) hereby approves the Wastewater Use Permit # 8946 for the following:

OWNER: SHERMAN & BRENDA WEBB
MAILING ADDRESS: 33403 Twin Creeks Way
CITY: Polson Roman STATE: MT ZIP: 59864
LEGAL DESCRIPTION: SECTION 20, T 21, N, R 19 W
SUBDIVISION/COS: Amended Plat of the Amended Plat of Jenkins Tracts Amended Lot 3 LOT/TRACT#: Lot 3A2
GEOCODE: 15-3104-20-2-01-16-0000 PARCEL SIZE: 14.90 acres
PHYSICAL ADDRESS: 33403 Twin Creeks Way, Roman
SYSTEM DESIGN: TYPE: standard trenches per Todd Env. Consulting design
COMMUNITY SYSTEM: YES [NO] GPD: 350 gpd BEDROOMS: 4 Bedrooms
DRAINFIELD LAYOUT: Four 3'x100' gravel trenches PUMP: Liberty 3/4 hp
SQUIRT HEIGHT: 7 feet SEPTIC TANK: 2000 gal. combination septic/pump chamber
SEPTIC TANK: GPS-NS 378337.18 / GPS-EW 257366.77
DF MANIFOLD: GPS-NS 378337.69 / GPS-EW 257400.10
WELL: GPS-NS 378330.41 / GPS-EW 257349.20

INSTALLER SIGNATURE: Greg M. Johnson DATE: 9/18/20
PRINTED NAME: Greg M. Johnson

I hereby certify the above system was installed in accordance with all applicable regulations and specifications.

DESIGNER SIGNATURE: Greg Todd DATE: 9-21-20

I, or a representative, hereby certify the above system was installed by design and in accordance with all applicable regulations and specifications. An As-Built design will be provided within 30 days of installation per SECTION 3.6 (I) of the Lake County Wastewater Treatment System Regulations.

LCEH SIGNATURE: Anna S. Baxter, RS DATE: 09/21/2020

It is the property owner's responsibility to ensure the system is properly maintained and functioning within the guidelines set forth in the Lake County Wastewater Treatment System Regulations and the Montana Circular DEQ 4. Any alteration of the wastewater treatment system not approved by Lake County Environmental Health Department invalidates this Use Permit. Any change in wastewater flow or strength from the design of this wastewater treatment system requires a Change of Use permit be issued. Examples include, but are not limited to: addition of a bedroom(s), altering a residential use, altering commercial or industrial use, replacement of structures, addition of a water treatment unit or a water fixture. Minor repairs to the system will be allowed without an additional permit. These repairs are limited to: replacing a broken sewer line, pumping the septic tank (recommended every 3-5 years), cleaning the effluent filter (recommended annually) and replacing the effluent pump with a pump of equal specifications. Any other repairs require an approved Installation Permit from Lake County Environmental Health Department. For more information please contact the Lake County Environmental Health Department.

See attached As-Built for design specifications.



2022 REAL Property Tax Statement

LAKE COUNTY TREASURER
106 4TH AVE EAST
POLSON MT 59860
FORWARDING SERVICE REQUESTED

Statement Date 10/05/22
Tax Payer 17387
School District 30 RONAN RURAL
Taxable Value 4128
Geo Code 3104-20-2-01-16-0000
Street Address 3403 TWIN CREEKS WAY

Property Description
Sub/Blk/Lot JENKINS TRACTS / / 3A2
TwN/Rng/Sect 21N/19W /20
JENKINS TRACTS, LOT 3A2 OF
AMD PL OF THE AMD PL OF
JENKINS TRACTS AMD LOT 3A
Complete Legal Description Attached

Tax Payer

WEBB BRENDA & SHERMAN
PO BOX 6
RONAN MT 59864-0006

Legal Description

Sub/Blk/Lot JENKINS TRACTS // 3A2
21N/19W /20
Geo 3104-20-2-01-16-0000
JENKINS TRACTS, LOT 3A2 OF
AMD PL OF THE AMD PL OF
JENKINS TRACTS AMD LOT 3A
14.90 ACRES

PAGE 72

SEC E-2

RELINQUISH THEIR RIGHT TO EXERCISE
THE TRIBAL WATER RIGHT TO MAKE A CALL
AGAINST ANY WATER RIGHT ARISING UNDER
STATE LAW WHOSE PURPOSE IS IRRIGATION
AND WHOSE SOURCE OF SUPPLY IS GROUNDWATER
AND WHOSE FLOW RATE IS LESS THAN OR
EQUAL TO 100 GALLONS PER MINUTE

ART IX SEC 3 MT CONSTITUTION STATES
ALL SURFACE, UNDERGROUND, FLOOD AND
ATMOSPHERIC WATERS WITHIN THE BOUNDARIES
OF THE STATE ARE PROPERTY OF THE STATE
FOR USE OF ITS PEOPLE

THE TRIBE HAS NO JURISDICTION OVER
GROUNDWATER ESPECIALLY DOMESTIC WELL.

MINE WAS PUT TO USE 2-10-71

THE DNRC HAS YET TO ISSUE A WELL RIGHT
FOR THE WELL



2022 REAL Property Tax Statement

LAKE COUNTY TREASURER
106 4TH AVE EAST
POLSON MT 59860
FORWARDING SERVICE REQUESTED

Statement Date 10/05/22
Tax Payer 17387
School District 30 RONAN RURAL
Taxable Value 4128
Geo Code 3104-20-2-01-16-0000
Street Address 33403 TWIN CREEKS WAY

Property Description
Sub/Blk/Lot JENKINS TRACTS / / 3A2
Twn/Rng/Sect 21N/19W /20
JENKINS TRACTS, LOT 3A2 OF
AMD PL OF THE AMD PL OF
JENKINS TRACTS AMD LOT 3A
Complete Legal Description Attached

Tax Payer

WEBB BRENDA & SHERMAN
PO BOX 6
RONAN MT 59864-0006

Legal Description

Sub/Blk/Lot JENKINS TRACTS // 3A2
21N/19W /20
Geo 3104-20-2-01-16-0000
JENKINS TRACTS, LOT 3A2 OF
AMD PL OF THE AMD PL OF
JENKINS TRACTS AMD LOT 3A
14.90 ACRES

To: Montana Water Court

ELECTRONICALLY FILED

WC-0001-C-2021

November 9, 2022

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA - UNITED STATES COMPACT

Montana Water Court

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Hatfield Mark R.
LAST NAME FIRST NAME MID. INITIAL
2520 Brentan Drive
STREET ADDRESS OR PO BOX
Colorado Springs, CO 80918
CITY STATE ZIP CODE
(719) 930-6231 markh@wudb.org
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

The Linderman Subdivision has been in our family since 1917. At full pool, water is pumped out of Goose Bay 5 week during the summer for kitchen, bathroom, and to water a 10' dia diameter flower garden. Article IX in the

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76 LJ 5816-00
(One Number Per Form)

Page number in Decree: 1
Source: Flathead Lake River to
Flathead Lake to Goose Bay 76 LJ

DATED this 4 day of November, 2022.

Mark R Hatfield
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY
Executor of Estate

(TURN FORM OVER AND COMPLETE OTHER SIDE)

* Pictures included

Property Tax statement

DNRC Form.

Abstract Claim

Map of lake

Cadastral of Goose Bay Lot 13A

Photos of Goose Bay full and lowered
pumphouse, pump to cistern

→ Montana Constitution states that All
Surface, underground, and atmospheric
waters within the state are property
of the state for the use of its people.

I think the Water Court will
defend our rights at Goose Bay and
against the overreach of MT, USA, and
the Confederated Salish and Kootenai Tribes
of Flathead Reservation.

Our address is at Goose Bay
39475 Goose Bay Drive, Lot 13A, 59922

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Mark R. Hatfield, declare under penalty of perjury, that on the 4 day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

yes 11/4/22

Daniel J. Decker
Confederated Salish & Kootenai Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855

yes 11/4/22

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202

yes 11/4/22

Molly M. Kelly
Montana Department of Natural Resources and Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601

yes 11/4/2022


SIGNATURE FOR CERTIFICATE OF MAILING

Please send this completed original to:

**Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

OBJECTIONS MUST BE RECEIVED AT THE WATER COURT BY DECEMBER 6, 2022.

Goose Bay

State of Montana Department of Natural Resources and Conservation



CYNTHIA A FARNSWORTH 6571 N SHERMAN AVE FRESNO, CA 93710-3923

December 15, 2017 Ownership Update Number: 164970

Cindy Paid 12/20/17

WATER RIGHT OWNERSHIP UPDATE FEE STATEMENT

Amount Due: \$ 60.00

This Statement is being mailed to only the first listed grantee/buyer on behalf of any additional grantees/buyers.

The Department of Revenue has reported the filing of a deed on October 31, 2017 listing you as the property owner to which the water rights listed in the table are appurtenant.

76LJ 5815 00 76LJ 5816 00

You must return the payment coupon below along with your payment in order for the payment to be properly credited.

To view copies of water right abstracts, go to http://wrqs.dnrc.mt.gov.

YOU MUST RETURN THE COUPON BELOW WITH YOUR PAYMENT OR THE PAYMENT WILL NOT BE CREDITED AND THE OWNERSHIP UPDATE WILL NOT BE PROCESSED.

Water Right Ownership Update Payment Coupon

Make checks payable to MT DNRC MAIL TO: DNRC / PO Box 201601 // Helena MT 59620-1601

Fee Letter Date: December 15, 2017 KALISPELL REGIONAL OFFICE

CYNTHIA A FARNSWORTH 6571 N SHERMAN AVE FRESNO, CA 93710-3923

Amount Due: \$ 60.00

Amount Enclosed:

Ownership Update Number: 164970



Has your address changed?

22 REAL Property Tax Statement

LAKE COUNTY TREASURER 404 4TH AVE EAST LAKESIDE, MT 59860

Statement Date 10/05/22 Tax Payer 13973 School District 33RR ROLLINS RURA Taxable Value 13679 Geo Code 3583-09-2-02-09-0000 Street Address 39475 GOOSE BAY DR

Property Description Sub/Blk/Lot LINDERMAN EST / Tw/Rng/Sect 25N/20W /09 LINDERMAN EST ADD - SUB/D ONE, LOT 13A AMENDED LTS & 13 Acres: 6.05

FARNSWORTH CYNTHIA ANN TRIFIELD FAMILY TRUST ATTN: TO: MARK R HATFIELD 30 BRENTON DR LORADO SPRINGS CO 80918-1585

Table with columns: Description, 1st Half, 2nd Half, Total Tax. Rows include IMPROVEMENTS, WASTE MANAGEMENT, TAIL TV, CONSERVATION, FOREST FIRE, and Due amounts.

make checks payable to: Lake County Treasurer payment stub and write your Tax Payer number on check.

ONLINE at HTTP://WWW.LAKEMT.GOV***

is a 3% convenience fee to pay by credit/debit card. This midsize online must be received by 5:00 pm MST of the due date.

payments can be made by phone with a credit/debit card with a convenience fee by calling 406-883-7224 or 406-872-6225.

front of a levy means that it was voted on at some time.

property valuation staff may be visiting your property to conduct an on-site review for property tax purposes.

Validation for 1st Half: 3,074.17

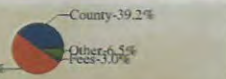
Validation for 2nd Half: 3,074.14

Table with columns: Description, % of Tax, Tax Amount. Rows include School Levies (STATE SCHOOL LEVY, DISTRICT SCHOOL LEV, STATE LEVY - UNIVER, COUNTYWIDE EDUCATIO) and County Levies (GENERAL FUND, ROAD, POOR, BRIDGE, WEDC, FAIR, AIRPORT, DISTRICT COURT, YOUTH COURT, LIABILITY INSURANCE, LIBRARIES, AMBULANCE, COUNTY PLANNING, PUBLIC HEALTH, MENTAL HEALTH, SANITATION, SENIOR CITIZENS, CO EXTENSION AGENT, PUBLIC SAFETY, PUBLIC SAFETY SPECI, PUBLIC SAFETY MILL, PERS, HEALTH INSURANCE, PERMISSIVE HEALTH I, EMERGENCY LEVY, SEARCH AND RESCUE-L, SEARCH & RESCUE-SWA, DISPATCH, JUDGMENT LEVY, Tribal Litigation D, Total County).

Table with columns: Description, % of Tax, Tax Amount. Rows include State Levies (FOREST FIRE PROTECT, Total Other Stat) and Total County amounts.

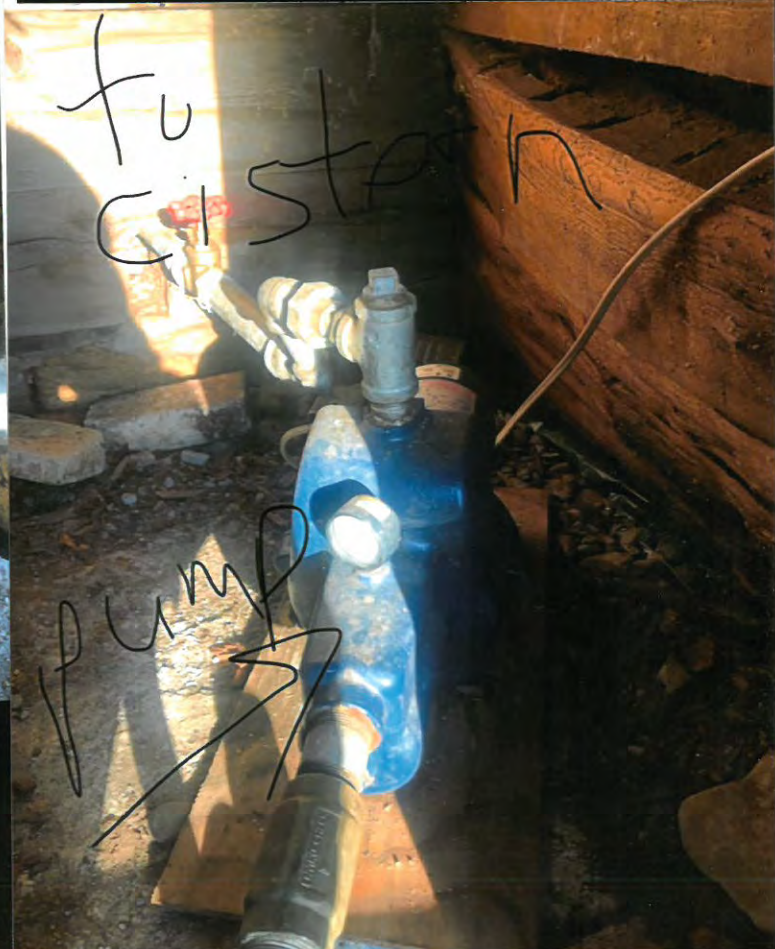
continued on reverse side

Handwritten notes: What was paid by check 12/14 for 6,148.31 Cindy Paid 3,074.17 Mark 3,074.17 for TAX 2022



REVIEW ABSTRACT OF WATER RIGHT CLAIM. IMPORTANT NOTICE. ASTERISK (*) HAS BEEN PLACED NEXT TO EACH ITEM CHANGED IN ACCORDANCE WITH THE SUPREME COURT RULES GOVERNING THE EXAMINATION OF THIS CLAIM. Water Right Number: 76LJ 5816-00 STATEMENT OF CLAIM. Version: 1 -- ORIGINAL RIGHT. Status: ACTIVE. Owners: SARAH J HATFIELD, ROBERT G HATFIELD. Priority Date: APRIL 30, 1917. Enforceable Priority Date: APRIL 30, 1917. Purpose (use): MULTIPLE DOMESTIC. Flow Rate: 10.00 GPM. Volume: 4.00 AC-FT. Households: 5. Maximum Acres: 1.00. Source Name: FLATHEAD RIVER (FLATHEAD LAKE). Source Type: SURFACE WATER. Point of Diversion and Means of Diversion: ID 1, Govt Lot 1, Qtr Sec NWNW, Sec 9, Twp 25N, Rge 20W, Lake. Period of Diversion: JANUARY 1 TO DECEMBER 31. Diversion Means: PUMP. Subdivision: LINDERMAN ESTATE ADD NO 1 TRACT/LOT: 13. Period of Use: JANUARY 1 TO DECEMBER 31. Face of Use: ID 1, Acres 1.00, Govt Lot 1, Qtr Sec NWNW, Sec 9, Twp 25N, Rge 20W, Lake.





IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT

Montana Water Court

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Hunt Wesley J
LAST NAME FIRST NAME MID. INITIAL
395 View Dr
STREET ADDRESS OR PO BOX
Bigfork MT 59911
CITY STATE ZIP CODE
(912) 222-4025 belinda.hunt
PHONE NUMBER E-MAIL @verizon.net

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

I am objecting due to concerns that this compact will affect my ability to use my current water rights and that it may create additional costs in the future. My water right # is 76K 3007193

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: Way of the
(One Number Per Form)

Page number in Decree: _____
Source: _____

DATED this 10 day of November, 2022.

SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Wesley J Hunt, declare under penalty of perjury, that on the 10 day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of Natural Resources and Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

WC-0001-C-2021

November 10, 2022

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT Montana Water Court

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Hunt Wesley J
LAST NAME FIRST NAME MID. INITIAL
395 View DR
STREET ADDRESS OR PO BOX
Bigfork MT 59911
CITY STATE ZIP CODE
(412) 222-4025 belinda.hunt@
PHONE NUMBER E-MAIL Verizon.net

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

I am objecting due to concerns that this compact will effect my ability to use my current water rights and that it may create additional cost to me in the future. My water right # is 76LJ 30071094

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: Wesley J Hunt
(One Number Per Form)

Page number in Decree: _____
Source: _____

DATED this 10 day of November, 2022.

SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Wesley J Hunt, declare under penalty of perjury, that on the 10 day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES Montana Water Court
MONTANA – UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Morris Earl S.
LAST NAME FIRST NAME MID. INITIAL
27 Moon Shadow Lane
STREET ADDRESS OR PO BOX
Trout Creek MT 59874
CITY STATE ZIP CODE
(406) 827-7662 esmorris62@gmail.com
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL
STREET ADDRESS OR PO BOX
CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

See Attached

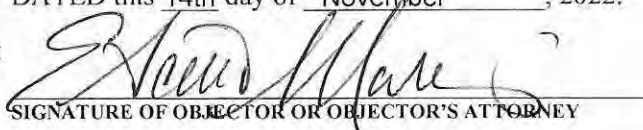
4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76N 30012005
(One Number Per Form)

Page number in Decree: 528-529
Source: Ground Water Well

DATED this 14th day of November, 2022.

Morris Revocable Living Trust
E. Scott Morris, Trustee


SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

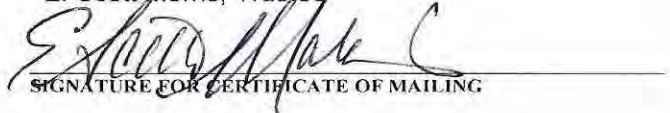
I, Earl Scott Morris, declare under penalty of perjury, that on the 14th day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov

Morris Revocable Living Trust
E. Scott Morris, Trustee



SIGNATURE FOR CERTIFICATE OF MAILING

Please send this completed original to: **Montana Water Court**
PO Box 1389
Bozeman, MT 59771-1389

or **E-mail: watercourt@mt.gov**

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

Morris Revocable Living Trust Objections to the CSKT Water Compact

Earl Scott and Tracey Morris, Trustees

Negative Impact to Our Well

Confederated Salish and Kootenai Tribes (CSKT) have claimed water right 76N 30063808 in the CSKT-Montana Compact, Appendix 27, pages 528-529. Per this claim, the water rights owner can make a call against any and all junior water rights owners in the 76N basin. Meaning that eventually we could be forced to shut down our ground water well. THIS IS THE ONLY WATER SOURCE FOR OUR HOME.

As water rights owners are forced to shut down their water sources, the level of water in our ground water well could drop to a level such that our well would become dry – leaving us with no water source.

Transfer of ownership of this water right per the CSKT Compact could irrevocably destroy the value of our property due to the loss of a reliable water source.

We object to the water right claim by the CSKT Compact for water right 76N 30063808 that would eventually injure our quality of life by negatively impacting our ground water well, water right 76N 30012005.

Overreach

CSKT has submitted claims for 27,700,000+ acre feet of water per year. This represents four times the total Indian Federal Reserved Water Rights in the United States. These overreaching claims include nearly all off-reservation water in western Montana. These are waters included in the Constitution of the State of Montana, Article 9, Section 3 of that reserves water in the state to “*be a public use*” (Subsection 2) and “*All surface, underground, flood, and atmospheric waters within the boundaries of the state are the **property of the state for the use of its people** and are subject to appropriation for beneficial uses as provided by law.*” (Subsection 3).

A 2015 research study performed by respected hydrologists, including Catherine Vandemoer, PhD, found that the water use required for Flathead Indian Reservation subsistence has been calculated to be approximately 508,000+ acre feet per year. CSKT has claimed 55 times more water than is needed for reservation subsistence. See attached *Quantification of Indian Federal Reserved Water Rights in the United States, 2018 Concerned Citizens of Montana*

We object to the CSKT Compact in that the off-reservation water rights claims surpasses any subsistence claims made by the CSKT Compact.

Montana Water Rights Protection Act (MWRPA) Questions/Issues:

MWRPA Section 2.2 states: “*to authorize, ratify, and confirm the water rights compact entered into by the Tribes and the State, to the extent that the Compact is consistent with this Act;*”

What in the CSKT Compact is not consistent with the Act?

Continued

MWRPA Section 4.a.1 states: “*as modified by this Act, the Compact is authorized, ratified and confirmed.*”

What was modified in the CSKT Compact by the Act?

Morris Revocable Living Trust Objections to the CSKT Water Compact Earl Scott and Tracey Morris, Trustees

Continued

What changes did the Act make to the CSKT Compact? Mineral County Attorney, Wally Condon, has made repeated requests over the past 4 years of Senator Daines' office and Montana Department of Justice as to the nature of the changes made to the CSKT Compact by the Act. In a conversation with me, Condon relayed that the response he has received from those offices is that they do not know what changes were made.

We object to the CSKT Compact in that the modified CSKT Compact has not been made public; therefore, the water rights owners of Montana have had no opportunity to review nor respond to the modified CSKT Compact.

Disrespected Right of Participation and Due Process

MWRPA Section 2.1 states: *"to achieve a fair, equitable, and final settlement of claims to water rights in the State of Montana, and in recognition of article I, and section 3 of article IX, of the Montana State Constitution..."*

At what point was the negotiation fair or equitable? At what point were the water rights owners of Montana given the opportunity to participate in the process? The CSKT Compact was negotiated between three governments: CSKT, State of Montana and the United States of America. The water rights owners of Montana were not represented, nor considered, during these negotiations. These negotiations were neither fair nor equitable. In addition, the decision cannot be final without the water rights owners of Montana having had no opportunity to participate in the process.

The Constitution of the State of Montana addresses this issue clearly:

Article II, Section 8 – Right of Participation, states: "The public has the right to expect governmental agencies to afford such reasonable opportunity for citizen participation in the operation of the agencies prior to the final decision as may be provided by law. "

Article II, Section 17 – Due Process of Law, states: "No person shall be deprived of life, liberty, or property without due process of the law."

The Fifth Amendment of the US Bill of Rights also says to the federal government that no one shall be *"deprived of life, liberty or property without due process of law."*

We object to the CSKT Compact as the water rights owners of Montana were neither afforded the right of participation nor due process; which, as stated in the United States Bill of Rights and the Constitution of the State of Montana, are the obligation of both governments.

Continued

Morris Revocable Living Trust Objections to the CSKT Water Compact

Earl Scott and Tracey Morris, Trustees

Navigable Waters

Article 8 of the Peace and Friendship Treaty, Oct. 17, 1855, Ratified Apr. 15, 1856, Proclaimed Apr. 25, 1856, states:

“...including the use of wood for fuel and land for grazing, and that the navigation of all lakes and streams shall be forever free to citizens of the United States.”

I, as do all citizens of the United States, own the right to navigate any lake, river and stream in the territory based on the Treaty. My portion of the water rights on the lakes, rivers and streams should include the right of navigation with the Tribe per the Treaty.

We object to the CSKT Compact in that its enforcement would irrevocably injure our ability to navigate the waters when flow rates are affected.

Loss of Quality of Life

My wife and I chose to live and retire in Montana expressly because of the abundance of water! Knowing that we would forever have a supply of life sustaining water for our home, garden and livestock gave us great comfort. We expected this water to provide our own subsistence, recreation and well-being. That dream is now at serious risk. This is not just a personal and individual scenario. This is the same scenario for most, if not all, citizens of Montana.

We object to the CSKT Compact due to an inequitable and unfairly negotiated and unconstitutional water compact that would injure our ability to continue to live in our new home state of Montana.

Attachments:

1. Preliminary Decree CSKT-Montana Compact, Appendix 27, Pages 528-529 of the Decree Report
2. Quantifications of Indian Federal Reserved Water Rights in the United States, 2018 Concerned Citizens of Western Montana
3. 2018 Comparison of Montana Indian Reservation Water Compacts, 2018 Concerned Citizens of Western Montana
4. General Abstract, Water Right N0. 76n 30012005 w/ Updated Address
5. Evidence of Water Right Ownership, including legal description of property
6. Map of location of Water Right 76N 30012005
7. General Abstract of Water Right 76N 30012005
8. Certificate of Water Right for Water Right 76N 30012005, Dated August 23, 2004
9. Ownership Update for Water Right 76N 30012005, Dated August 28, 2015
10. Ownership Update for Water Right 76N 30012005, Dated January 4, 2016

Category: COMPACTED OFF RESERVATION

**PRELIMINARY DECREE
CONFEDERATED SALISH AND KOOTENAI-MONTANA COMPACT**

Water Right Number: 76N 30063808 COMPACT

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: USA (DEPT OF INTERIOR BUREAU OF INDIAN AFF)
IN TRUST FOR CONFEDERATED SALISH & KOOTENAI TRIBES
OF MONTANA
911 NE 11TH AVENUE
PORTLAND, OR 97232-4169

ALL COMMUNICATION SHALL BE COPIED TO THE CSKT TRIBAL CHAIRMAN AS THE BENEFICIAL OWNER AT PO BOX 278, PABLO, MT 59855-0278.

Priority Date: TIME IMMEMORIAL

Type of Historical Right: RESERVED

Purpose (use): INSTREAM FISHERY

Purpose Clarification: INSTREAM

Maximum Flow Rate: 5,000.00 CFS

THE ENFORCEABLE LEVEL OF THIS WATER RIGHT SHALL BE MEASURED AT THE USGS GAGE #12391950 LOCATION ON THE CLARK RIVER BELOW CABINET GEORGE DAM, IDAHO (48°05'17"N, 116°04'22"W, NAD83) (NWSENE SEC 27 T55N R3E). IF USGS GAGE #12391950 IS DISCONTINUED OR OTHERWISE RENDERED NONFUNCTIONAL, MEASUREMENTS SHALL BE TAKEN EITHER AT THIS SAME LOCATION OR AS NEAR TO THAT POINT AS IS REASONABLY PRACTICABLE.

CALL MAY BE INITIATED ON THE DAY FOLLOWING A 24-HOUR PERIOD WHERE AVERAGE DAILY RIVER FLOWS FALL BELOW THE ENFORCEABLE LEVEL OF THIS WATER RIGHT.

FOR SO LONG AS THE CABINET GORGE AND NOXON DAMS REMAIN IN EXISTENCE, THE ENFORCEABLE LEVEL OF THIS RIGHT IS A FLOW RATE EQUAL TO THE LESSER OF 5,000 CFS OR THE MINIMUM FLOW LEVEL ESTABLISHED BY THE FERC AS A CONDITION ON THE LICENSE FOR THE CABINET GORGE AND NOXON DAMS AS THAT LICENSE CONDITION MAY BE MODIFIED OVER TIME.

Maximum Volume:

Source Name: CLARK FORK

Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			19	27N	34W	SANDERS

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: INSTREAM

Diversion Type: PRIMARY

Category: COMPACTED OFF RESERVATION

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>
2			24	27N	35W	SANDERS

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: INSTREAM

Diversion Type: PRIMARY

Period of Use: JANUARY 1 to DECEMBER 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				19	27N	34W	SANDERS
2				24	27N	35W	SANDERS

Remarks:

THE OWNER OF THIS WATER RIGHT SHALL BE ENTITLED TO MAKE A CALL, IN ACCORDANCE WITH STATE LAW, TO ENFORCE THIS WATER RIGHT ONLY AGAINST JUNIOR WATER RIGHTS IN BASIN 76N (LOWER CLARK FORK DRAINAGE) AND IN BASIN 76M (MIDDLE CLARK FORK DRAINAGE) WHOSE POINT OF DIVERSION IS FROM THE MAINSTEM OF THE CLARK FORK RIVER AND NOT ITS TRIBUTARIES, THE PURPOSE OF WHOSE RIGHTS IS IRRIGATION AND WHOSE SOURCE OF SUPPLY IS SURFACE WATER, OR AGAINST JUNIOR USERS THE PURPOSE OF WHOSE RIGHTS IS IRRIGATION, WHOSE SOURCE OF SUPPLY IS GROUNDWATER CONNECTED TO THE MAINSTEM OF THE CLARK FORK RIVER AND WHOSE FLOW RATE IS GREATER THAN 100 GALLONS PER MINUTE.

THIS WATER RIGHT SHALL NOT BE EXERCISED IN CONJUNCTION WITH ANY ARTIFICIAL DIVERSION.

THE DESIGNATION OF A PLACE OF USE OF THIS WATER RIGHT IS A DESIGNATION FOR PURPOSES OF MEASUREMENT OF THE ENFORCEABLE LEVELS AND IS NOT A GEOGRAPHIC LIMITATION ON THE LOCATION OF JUNIOR WATER RIGHTS AGAINST WHOM THIS RIGHT MAY BE ENFORCED.

THE PLACE OF USE OF THIS WATER RIGHT INCLUDES THE REACH OF THE CLARK FORK RIVER STARTING AT THE POINT WHERE THE CLARK FORK RIVER CROSSES THE MONTANA IDAHO STATE BORDER (48°05'21"N, 116°02'56"W, NAD83) (NWSNW SEC 24 T27N R35W) AND EXTENDING UPSTREAM TO THE CONFLUENCE OF THE CLARK FORK RIVER AND BLUE CREEK (48°05'46"N, 116°01'39"W, NAD83) (SWNWSE SEC 18 T27N R35W).

THE EXERCISE OF THIS WATER RIGHT IS SUBJECT TO THE TERMS AND CONDITIONS OF THE WATER RIGHTS COMPACT ENTERED INTO BY THE CONFEDERATED SALISH & KOOTENAI TRIBES, THE STATE OF MONTANA, AND THE UNITED STATES OF AMERICA.

THIS IS A NONCONSUMPTIVE INSTREAM WATER RIGHT; THE PURPOSE AND INSTREAM PLACE OF USE CANNOT BE CHANGED.

2018 COMPARISON OF MONTANA INDIAN RESERVATION WATER COMPACTS

with CSKT Partial Quantification

	RESERVATION						
	Blackfeet	Crow	Flathead	Fort Belknap	Fort Peck	N Cheyenne	Rocky Boy
Population within Reservation Boundaries	Source: 2010 US Census of Housing and Population CPH-1-28						
Tribal	8,944	5,322	7,042	2,704	6,714	4,406	3,221
Non-Tribal	1,461	1,541	21,317	147	3,294	383	102
Total Population	10,405	6,863	28,359	2,851	10,008	4,789	3,323
Land w/in Reservation Boundaries (Acres)	Source: Indian Education for All—MT Office of Public Instruction 2009						
Tribal Trust	311,175	404,172	653,214	210,954	413,020	326,547	122,259
Tribal Allotments	701,816	1,166,406	58,729	406,533	516,092	113,277	0
Other (State/Federal/Private)	512,721	894,336	531,057	28,089	1,164,012	4,951	0
Total Land	1,525,712	2,464,914	1,243,000	645,576	2,093,124	444,775	122,259
Reserved Water Right Award (Acre Feet)							
On Reservation	50,000	697,000	8,996,983	500,000	1,052,472	83,830	20,000
Off Reservation	0	0	18,747,674	0	0	0	0
Total (Data Source: See Items 1 or 2 below)	(1) 50,000	(1) 697,000	(2) 27,744,657	(1) 500,000	(1) 1,052,472	(1) 83,830	(1) 20,000
Compact Details							
Federal Settlement Money (Millions)	\$420.0	\$461.0	\$2335.0	(3) \$547.0	\$0.0	\$73.0	\$46.0
State Settlement Money (Millions)	\$49.0	\$15.0	\$55.0	\$17.5	Unknown	\$21.8	\$.55
On Reservation Water Rights Administration	U.S./MT/Tribe	U.S./MT/Tribe	Tribe/UMO	U.S./MT/Tribe	U.S./MT/Tribe	U.S./MT/Tribe	U.S./MT/Tribe
Off Reservation Aboriginal Treaty Rights	No	No	Yes	No	No	No	No
Relinquish Irrigation Water Rights to Tribe	No	No	Yes	No	No	No	No
Ratified Montana Legislature / U.S. Senate	2009 / 2016	1999 / 2010	2015 / No	2001 / No	1985 / No	1991 / 1992	1997 / 1999
Statistics:							
Acre Feet / Tribally Owned Acre	0.05	0.44	38.97	0.81	1.13	0.19	0.16
Acre Feet / Tribal Member	5.59	130.97	3,939.88	184.91	156.76	19.02	6.21

- (1) Negotiating Tribal Water Rights: Fulfilling Promises In The Arid West, By Bonnie G. Colby, John E. Thorson, Sarah Britton and Congressional Research Svc Report Dated 11/27/2017 by Charles V. Stern
- (2) Flathead Reservation based upon Concerned Citizens of Western Montana analysis of the 01/12/15 compact documents on the DNRC website. This is a partial quantification of the amount of water awarded to the CSKT in the compact. Note: as of August 2018 the commission has not provided quantification numbers for CSKT compact. Legislators voted on the compact without being provided with the volumes of water awarded. Volumes differ from the 2013 version of this chart because the CSKT numbers represent on the updated version include only a **PARTIAL QUANTIFICATION**.
- (3) Fort Belknap federal settlement amount per S1394, submitted by Jon Tester in 2013, rest of state figures come from testimony of Jay Weiner to Congress 05/20/2015

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: 76N 30012005 GROUND WATER CERTIFICATE
Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: MORRIS REVOCABLE LIVING TRUST
27 MOON SHADOW LN
TROUT CREEK, MT 59874-9660

Priority Date: AUGUST 23, 2004 at 11:36 A.M.

Enforceable Priority Date: AUGUST 23, 2004 at 11:36 A.M.

Purpose (use): DOMESTIC
LAWN AND GARDEN

Maximum Flow Rate: THIS RIGHT IS LIMITED TO THE ACTUAL AMOUNT USED UP TO 35 GALLONS PER MINUTE.

Maximum Volume: THIS RIGHT IS LIMITED TO THE ACTUAL AMOUNT USED UP TO 10 ACRE-FEET.

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		SWSE	33	24N	31W	SANDERS

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Survey Tract: 2

Well Depth: 428.00 FEET

Static Water Level: 364.00 FEET

Casing Diameter: 6.00 INCHES

Pump Size: 3.00 HP

Well Location: 27 MOON SHADOW LANE

THE POINT OF DIVERSION IS LOCATED IN CERTIFICATE OF SURVEY NO. 2292RB.

Purpose (Use): DOMESTIC

Households: 1

Volume:

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			SWSE	33	24N	31W	SANDERS

Purpose (Use): LAWN AND GARDEN

Volume:

Period of Use: APRIL 1 to DECEMBER 1

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			SWSE	33	24N	31W	SANDERS

THE PLACE OF USE IS LOCATED IN CERTIFICATE OF SURVEY NO. 2292RB.

THE PLACE OF USE IS LOCATED IN TRACT 2.

Geocodes/Valid: 35-3457-33-4-01-40-0000 - Y

Remarks:

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 131128 RECEIVED 05/12/2015.

OWNERSHIP UPDATE TYPE DOR # 135122 RECEIVED 07/27/2015.



Water Right	Map	Abstract	Doc Image	WR Type	Status	Version	Purpose	Enforceable Priority Date mm/dd/yyyy	Src	Src Name	Means of Diversion	Owner	Flow Rate	Volume	Acres	Div Count	Use Count	Irr Count	Res Count	Issue Remarks	Record Last Updated mm/dd/yyyy
76N 30012005	View	View	View	GROUND WATER CERTIFICATE	ACTIVE	1	DOMESTIC	8/23/2004	G	GROUNDWATER	WELL	MORRIS REVOCABLE LIVING TRUST				1	1		0		10/31/2022
76N 30012005	View	View	View	GROUND WATER CERTIFICATE	ACTIVE	1	LAWN AND GARDEN	8/23/2004	G	GROUNDWATER	WELL	MORRIS REVOCABLE LIVING TRUST				1	1		0		10/31/2022

[Download](#)

*Excel users: Convert dates to numbers after download for proper sorting.



Water Right Number:
76N 30012005NULL

Print Map

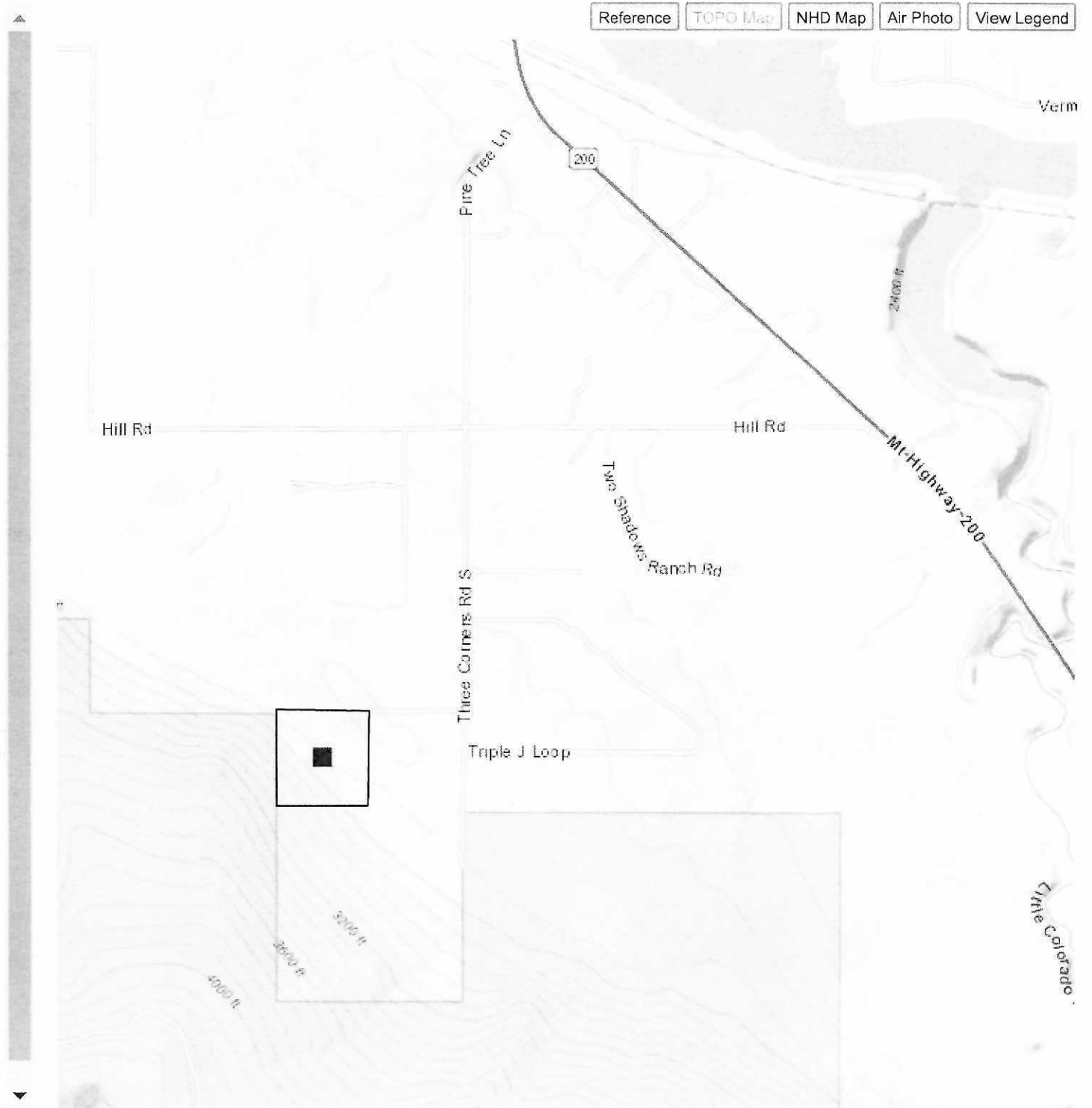
Legend

- Diversion Count:
 - Surface water diversion.
 - Ground water diversion.
- Adjacent Diversions
 - Surface water diversion.
 - Ground water diversion.
- Place of Use Legal Land Descriptions
 - Adjacent POUs
 - Cadastral ?
 - PLSS Detail ?

Note:

Contact DNRC if you have any questions or if the mapped information appears incorrect.

The points of diversion (PODs) and places of use (POUs) are derived from water right legal land descriptions. PODs are placed at the center of their legal land description, not at their true geographic location. POUs are drawn as polygons of the entire legal land description.



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: 76N 30012005 GROUND WATER CERTIFICATE

Version: 1 -- ORIGINAL RIGHT

Version Status: ACTIVE

Owners: MORRIS REVOCABLE LIVING TRUST
27 MOON SHADOW LN
TROUT CREEK, MT 59874-9660

Priority Date: AUGUST 23, 2004 at 11:36 A.M.

Enforceable Priority Date: AUGUST 23, 2004 at 11:36 A.M.

Purpose (use): DOMESTIC
LAWN AND GARDEN

Maximum Flow Rate: THIS RIGHT IS LIMITED TO THE ACTUAL AMOUNT USED UP TO 35 GALLONS PER MINUTE.

Maximum Volume: THIS RIGHT IS LIMITED TO THE ACTUAL AMOUNT USED UP TO 10 ACRE-FEET.

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		SWSE	33	24N	31W	SANDERS

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Survey Tract: 2

Well Depth: 428.00 FEET

Static Water Level: 364.00 FEET

Casing Diameter: 6.00 INCHES

Pump Size: 3.00 HP

Well Location: 27 MOON SHADOW LANE

THE POINT OF DIVERSION IS LOCATED IN CERTIFICATE OF SURVEY NO. 2292RB.

Purpose (Use): DOMESTIC

Households: 1

Volume:

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			SWSE	33	24N	31W	SANDERS

Purpose (Use): LAWN AND GARDEN

Volume:

Period of Use: APRIL 1 to DECEMBER 1

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			SWSE	33	24N	31W	SANDERS

THE PLACE OF USE IS LOCATED IN CERTIFICATE OF SURVEY NO. 2292RB.

THE PLACE OF USE IS LOCATED IN TRACT 2.

Geocodes/Valid: 35-3457-33-4-01-40-0000 - Y

Remarks:

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE TYPE DOR # 131128 RECEIVED 05/12/2015.

OWNERSHIP UPDATE TYPE DOR # 135122 RECEIVED 07/27/2015.

NA



FILE



GROUND WATER CERTIFICATE



76N



30012005

Current File Location: **NEW STORAGE**

As of : 10/1/2004

Status: **IN**

Box Bar Code: **95297**

File Bar Code: **721958**

3/25/2014

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE P.O. BOX 201601 HELENA, MONTANA 59620-1601

CERTIFICATE OF WATER RIGHT

UPON FINDING THE REQUIREMENTS OF SECTION 85-2-301, MCA, HAVE BEEN MET, THIS CERTIFICATE OF WATER RIGHT IS GRANTED.

Water Right Number: 76N 30012005 GROUND WATER CERTIFICATE
Version: 1 -- ORIGINAL RIGHT
Status: ACTIVE

Owners: DAVID HOLLIS
PO BOX 2277
EAGLE RIVER, WI 54521
VALERIE HOLLIS
PO BOX 2277
EAGLE RIVER, WI 54521

Priority Date: AUGUST 23, 2004 at 11:36 AM

Purpose (use): DOMESTIC
LAWN AND GARDEN

Maximum Flow Rate: THIS RIGHT IS LIMITED TO THE ACTUAL AMOUNT USED UP TO 35 GALLONS PER MINUTE.

Maximum Volume: THIS RIGHT IS LIMITED TO THE ACTUAL AMOUNT USED UP TO 10 ACRE-FEET.

Source:
Source Name: GROUNDWATER

Point of Diversion and Means of Diversion:

ID	Govt Lot	Qtr	Sec	Twp	Rge	County
1		SWSE	33	24N	31W	SANDERS

Diversion Means: WELL
Survey Tract: 2
Well Depth: 428.00 FEET
Static Water Level: 364.00 FEET
Casing Diameter: 6.00 INCHES
Pump Size: 3.00 HP
Well Location: 27 MOON SHADOW LANE

THE POINT OF DIVERSION IS LOCATED IN CERTIFICATE OF SURVEY NO. 2292RB

Period of Diversion: JANUARY 1 to DECEMBER 31

Purpose (Use): DOMESTIC
Households: 1
Period of Use: JANUARY 1 to DECEMBER 31
Place of Use:

ID	Acres	Govt Lot	Qtr	Sec	Twp	Rge	County
1			SWSE	33	24N	31W	SANDERS

Purpose (Use): LAWN AND GARDEN
Period of Use: APRIL 1 to DECEMBER 1
Place of Use:

ID	Acres	Govt Lot	Qtr	Sec	Twp	Rge	County
1			SWSE	33	24N	31W	SANDERS

THE PLACE OF USE IS LOCATED IN CERTIFICATE OF SURVEY NO. 2292RB .
THE PLACE OF USE IS LOCATED IN TRACT 2 .

BACKFLOW PREVENTOR

PURSUANT TO SECTION 85-2-505, MCA, TO PREVENT GROUND WATER CONTAMINATION, AN OPERATIONAL BACKFLOW PREVENTOR MUST BE INSTALLED AND MAINTAINED BY THE APPROPRIATOR IF A CHEMICAL OR FERTILIZER DISTRIBUTION SYSTEM IS CONNECTED TO THE WELL.

IF THE OWNERSHIP CHANGES ON ANY PORTION OF OR ALL OF THIS RIGHT, A WATER RIGHT OWNERSHIP UPDATE, FORM #608, MUST BE FILED WITH THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION.

**THIS CERTIFICATE IS SUBJECT TO ALL PRIOR EXISTING WATER RIGHTS
IN THE SOURCE OF SUPPLY**

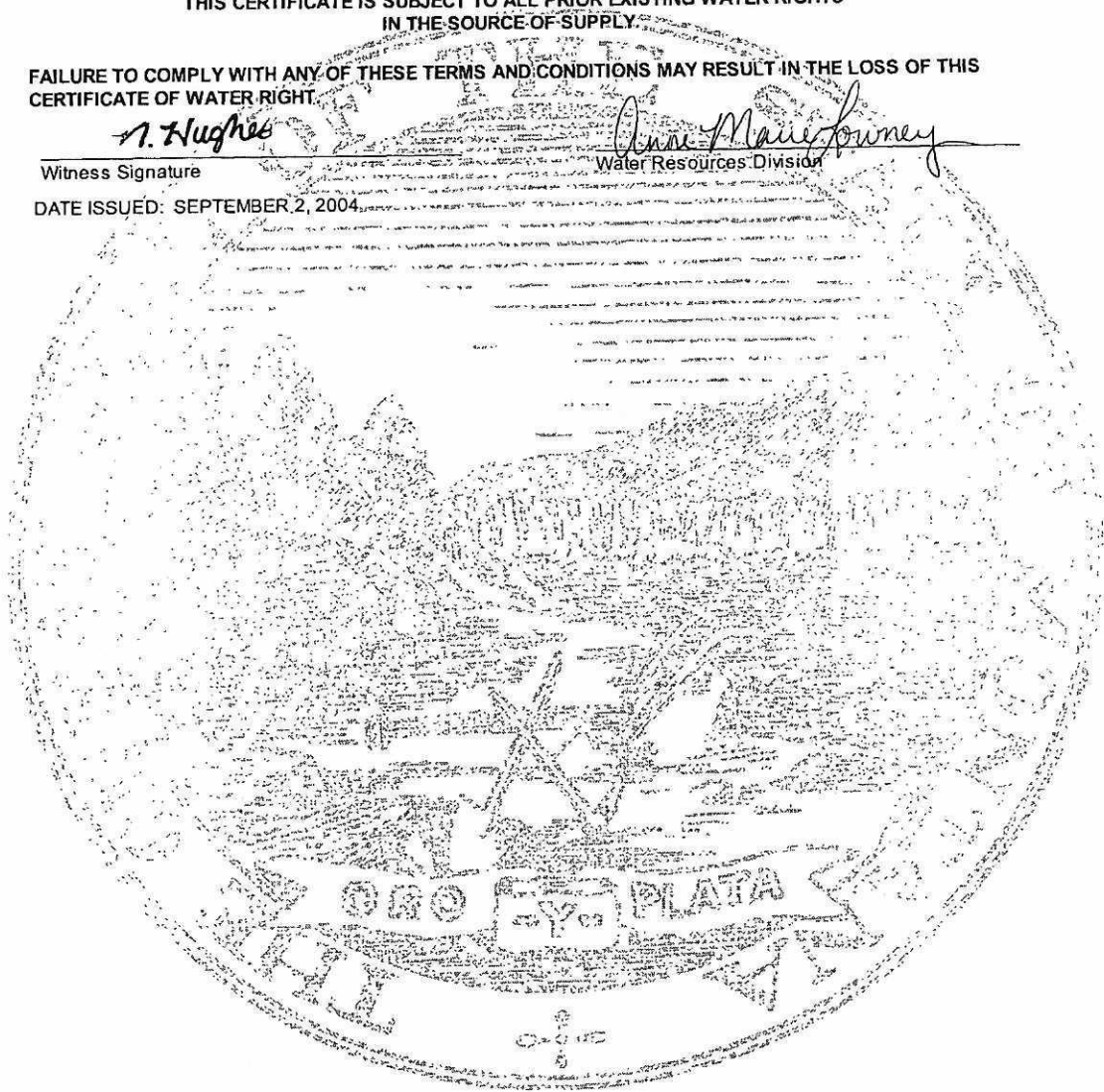
**FAILURE TO COMPLY WITH ANY OF THESE TERMS AND CONDITIONS MAY RESULT IN THE LOSS OF THIS
CERTIFICATE OF WATER RIGHT**

A. Hughes

Witness Signature

Ann M. Lawrence
Water Resources Division

DATE ISSUED: SEPTEMBER 2, 2004



NOTICE OF COMPLETION OF GROUNDWATER DEVELOPMENT
For groundwater developments with a maximum use of 35 GPM not to exceed 10 AC-FT per year.
GROUNDWATER IS DEFINED AS ANY WATER BEING USED BELOW THE GROUND SURFACE
(Use Form 600, Application for Beneficial Water Use, for water appropriations in excess of 35 GPM or 10 AC-FT per year.)

RECEIVED

AUG 23 2004

DNRC

FOR DEPARTMENT USE ONLY
Notice No. 30012005 Basin 76N
Priority Date 8-23-04 Time 11:30 AM/PM
Transmittal # _____ Rec'd By HB
Fee Rec'd \$ 50.00 Check No. 11680
Payor David J. or Valerie E. Hollis
Refund \$ _____ Date _____

State law requires this form be filed by the water user within 60 days after the water has been put to use. Your priority is determined by the date of filing.

Complete the notice and attach an aerial photo, survey, or other map showing the location of your development. Submit it with the filing fee, to your Water Resources Regional Office.

Filing Fee: ~~\$25.00~~ \$50
Instructions for completing form on back.

1. **NAME(s)** David Hollis and Valerie Hollis 239125 239126
Mailing Address PO Box 2277
City Eagle River State WI Zip 54521
Home Phone 715-479-2523 Other Phone 715-479-2664 (work)

2. **SOURCE OF GROUNDWATER SUPPLY:** Well Pit — Dimensions (in feet) _____ L _____ W _____ D
 Developed Spring (Excavation, performed at spring location)

3. **ACTUAL PUMPING RATE** .25 GPM Pump: HP Rating 3 Installation Depth 420 Ft.

4. **WHEN WAS THE WATER PUT TO ITS INTENDED USE?** (water must be used before you send this form to DNRC)
08/5/04
Month / Day / Year

5. **DOES THIS WELL REPLACE AN EXISTING WELL?** Yes No
Old Well Depth _____ Ft. Old Well GPM _____ Date Old Well Drilled or Dug _____
Month / Day / Year

6. **WILL THIS DEVELOPMENT be manifold (connected) with another well or spring?** Yes No
If yes, list the water right numbers and explain how they are used. _____

7. **POINT OF DIVERSION** (At least 2 quarter sections are required) Actual location of well, spring, or groundwater pit. Legal land descriptions may be obtained from your county records.
SW 1/4 SE 1/4 1/4 Section 33 Twp 24 NS Range 31 EW County Sanders
Lot _____ Block _____ Tract No. Parcel 2 COS No. 2292 RB Government Lot _____
Subdivision Name _____ Street/Road Address 27 Moon Shadow Lane
Trout Creek, MT 59874

8. **PLACE OF USE** (where water is being used) If same as Point of Diversion, Check
 Domestic Lawn & Garden Stock Irrigation Other
1/4 1/4 1/4 Section _____ Twp _____ N/S Range _____ E/W County _____
Lot _____ Block _____ Tract No. _____ COS No. _____ Government Lot _____
Subdivision Name _____ Street/Road Address _____

9. **PURPOSE AND PERIOD OF USE**

Domestic	Number of homes supplied by the well being filed on <u>1</u> Year-round use? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, from _____ to _____, inclusive of each year. If lawn & garden/shelterbelt is greater than 1/4 acre, complete section below.
Lawn & Garden Shelterbelt Greater Than 1/4 AC.	Total size of lawn and/or garden <u>2</u> acres (length in feet x width in feet ÷ 43560 = acres) Total size of shelterbelt _____ (length in feet x width in feet ÷ 43560 = acres) Period of use: from <u>4/01</u> to <u>12/01</u> , inclusive of each year. Month / Day Month / Day
Stock	Number and type _____ Year-round use? <input type="checkbox"/> Yes <input type="checkbox"/> No If no, from _____ to _____, inclusive of each year. Month / Day Month / Day
Irrigation	Type of crop _____ Total acres irrigated _____ Period of use: from _____ to _____, inclusive of each year. Month / Day Month / Day
Other	Describe the purpose of use _____ Amount of water used _____ gallons per day Year-round use? <input type="checkbox"/> Yes <input type="checkbox"/> No If no, from _____ to _____, inclusive of each year. Month / Day Month / Day

10. **ADDITIONAL INFORMATION**

11. **AFFIDAVIT OF OWNERSHIP OR WRITTEN CONSENT** The statements here are to the best of my knowledge true and correct. I have possessory interest in the property where the water has been put to beneficial use:

- Check the box(es) that pertain to your situation: (REQUIRED)
- I exclusively own the ground water development works.
 - I do not exclusively own the ground water development works. (Attach written consent of the person who owns the ground water development)
 - I have possessory interest in the land where the ground water development is located.
 - I do not have possessory interest in the land where the ground water development is located. (Attach written notification to land owner pursuant to MCA 85-2-306(1).)

Appropriator's signature David J. Hollis Date: 8/18/04
Valerie E. Hollis Date: 8/18/04
Subscribed and sworn before me this 18th day of August, 2004
Notary's signature Cheryl A. Olson
Notary for the State of WI Residing at Eagle River
My commission expires 9-10-2006



A parcel of land located in the West half of the Southeast quarter of Section 33, Township 24 North, Range 31 West, P.M.M., further identified as Parcel 2 on Certificate of Survey No. 2292 RB, filed September 20, 2002 at Reception No. 247941, Sanders County records.

LEGAL DESCRIPTIONS:

PARCEL 1:
THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 24 NORTH, RANGE 31 WEST, N.P.M., SANDERS COUNTY, MONTANA DESCRIBED AS FOLLOWS:

THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 33, CONTAINING 59.97 ACRES, TOGETHER WITH AND SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

PARCEL 2:
THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 24 NORTH, RANGE 31 WEST, N.P.M., SANDERS COUNTY, MONTANA DESCRIBED AS FOLLOWS:

THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 33, CONTAINING 39.80 ACRES, TOGETHER WITH AND SUBJECT TO EASEMENTS AND DESCRIPTIONS OF RECORD.

NOTE 1:
PREVIOUS SURVEYS OF THESE PARCELS USED A SINGLE PROPORTION POSITION FOR THE SOUTH QUARTER CORNER OF SECTION 33. A MORE RECENT SURVEY (C.O.S. 2232) SHOWS THE POSITION TO BE 47' 35" N, 31.35 FEET FROM THE PREVIOUS POSITION AT THE POSITION OF A BLM BRASS CAP STAMPED AS PER RECORD. THE CORNER RECORD FOR THIS MONUMENT STATES THAT IT WAS SET AT THE POSITION OF THE ORIGINAL STONE WHICH WAS FOUND AND PERPETUATED BY A BLM SURVEYOR.

SINCE ALL OF THE PROPERTIES IN THIS AREA ARE DESCRIBED AS ALIBOOT PARTS, THE POSITIONS OF THE MONUMENTS SET IN THE PREVIOUS SURVEYS DO NOT REPRESENT THE TRUE PROPERTY CORNER LOCATIONS. THE MONUMENTS SHOWN AS SET ON THIS CERTIFICATE DO REPRESENT THE TRUE PROPERTY CORNER LOCATIONS.

CERTIFICATE OF SURVEY

OF A PORTION OF THE S.E. 1/4 OF SECTION 33, T.24N., R.31W., M.P.M. SANDERS COUNTY, MONTANA

THIS SURVEY WAS PREPARED AT THE REQUEST OF JOHN FITZGERT IN JULY, 2002.

PURPOSE OF SURVEY:

THE PURPOSE OF THIS SURVEY IS TO RELOCATE THE COMMON BOUNDARY LINE BETWEEN EXISTING PARCELS OF RECORD. NO NEW PARCELS ARE HEREBY CREATED.

OWNERS CERTIFICATE:

WE, THE UNDERSIGNED PROPERTY OWNERS, DO HEREBY CERTIFY THAT THE PURPOSE OF THIS SURVEY IS TO RELOCATE THE COMMON BOUNDARY LINES BETWEEN A SINGLE LOT WITHIN A PLATTED SUBDIVISION AND ADJOINING LAND OUTSIDE A PLATTED SUBDIVISION. A RESTRICTION OR REQUIREMENT ON THE ORIGINAL PLATTED LOT OR THE UNPLATTED PARCEL CONTINUES TO APPLY TO THOSE AREAS. NO NEW PARCELS ARE HEREBY CREATED BY THIS DIVISION. THIS DIVISION IS THEREFORE EXEMPT FROM REVIEW AS A SUBDIVISION PURSUANT TO SECTION 76-3-207 (1) (b) M.C.L. BOTH RESULTING PARCELS ARE GREATER THAN 20 ACRES AND ARE EXEMPT FROM REVIEW UNDER THE SANITATION IN SUBDIVISIONS ACT PURSUANT TO SECTION 76-4-103 M.C.L.

DATED THIS 17 DAY OF SEPTEMBER, 2002

OWNER (PRINT NAME) _____ SIGNED _____

OWNER (PRINT NAME) _____ SIGNED _____

OWNER (PRINT NAME) _____ SIGNED _____

ACKNOWLEDGEMENTS:

DATED THIS 17 DAY OF SEPTEMBER, 2002

OWNER _____

OWNER _____

OWNER _____

SUBSCRIBED AND SWORN BEFORE ME

THIS 17 DAY OF SEPTEMBER, 2002

NOTARY PUBLIC FOR THE STATE OF MONTANA

RESIDING AT _____

MY COMMISSION EXPIRES _____

247941

CERTIFICATE OF CLERK & RECORDER:

STATE OF MONTANA } S.S.

COUNTY OF SANDERS }

FILED FOR RECORD THIS 20 DAY OF SEPT

2002 AT 2:15 O'CLOCK PM

Pat Inarraham, County Clerk and Recorder, SANDERS COUNTY, MONTANA

CERTIFICATE OF SURVEY

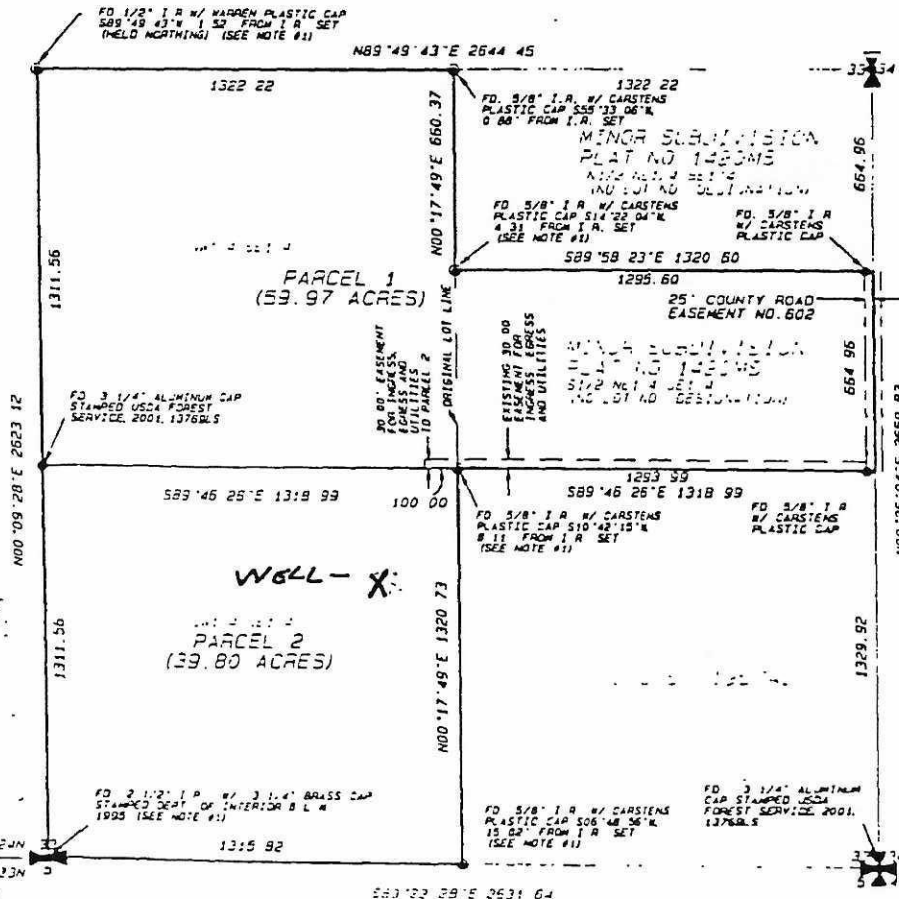
NO. 2292 PR



BASIS OF BEARINGS:
THE EAST LINE OF THE SE 1/4 OF SEC. 33 AS IN COS 2232 BETWEEN MONUMENTS FOUND AS NOTED

0 150 300 600

SCALE: 1" = 300'



CERTIFICATE OF COUNTY TREASURER

I HEREBY CERTIFY, PURSUANT TO SECTION 76-3-207(3), M.C.L. THAT NO REAL PROPERTY TAXES ASSESSED AND LEVIED ON THE LAND DESCRIBED BELOW AND ENCOMPASSED BY THE PROPOSED BOUNDARY RELOCATION ARE DELINQUENT.

DATED THIS 17 DAY OF SEPTEMBER, 2002

John Fitzgert, Treasurer, SANDERS COUNTY, MONTANA

CERTIFICATE OF EXAMINING SURVEYOR:

APPROVED THIS 17 DAY OF SEPTEMBER, 2002

Montana Examining Land Surveyor Registration No. 9235
 Daniel H. Hildebrand, Dir. Land Surveyors
 Sanders County Environmental Health Date 10/28/02
 Sanders County Planning Department

SURVEYORS CERTIFICATE:

I RICKY L. HAGEDORN, A REGISTERED LAND SURVEYOR, DO HEREBY CERTIFY THAT THIS MAP CORRECTLY REPRESENTS A SURVEY PERFORMED BY ME OR UNDER MY DIRECTION IN CONFORMANCE WITH THE REQUIREMENTS OF APPLICABLE REGULATIONS TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATED THIS 30 DAY OF AUGUST, 2002.

Ricky L. Hagedorn, Surveyor

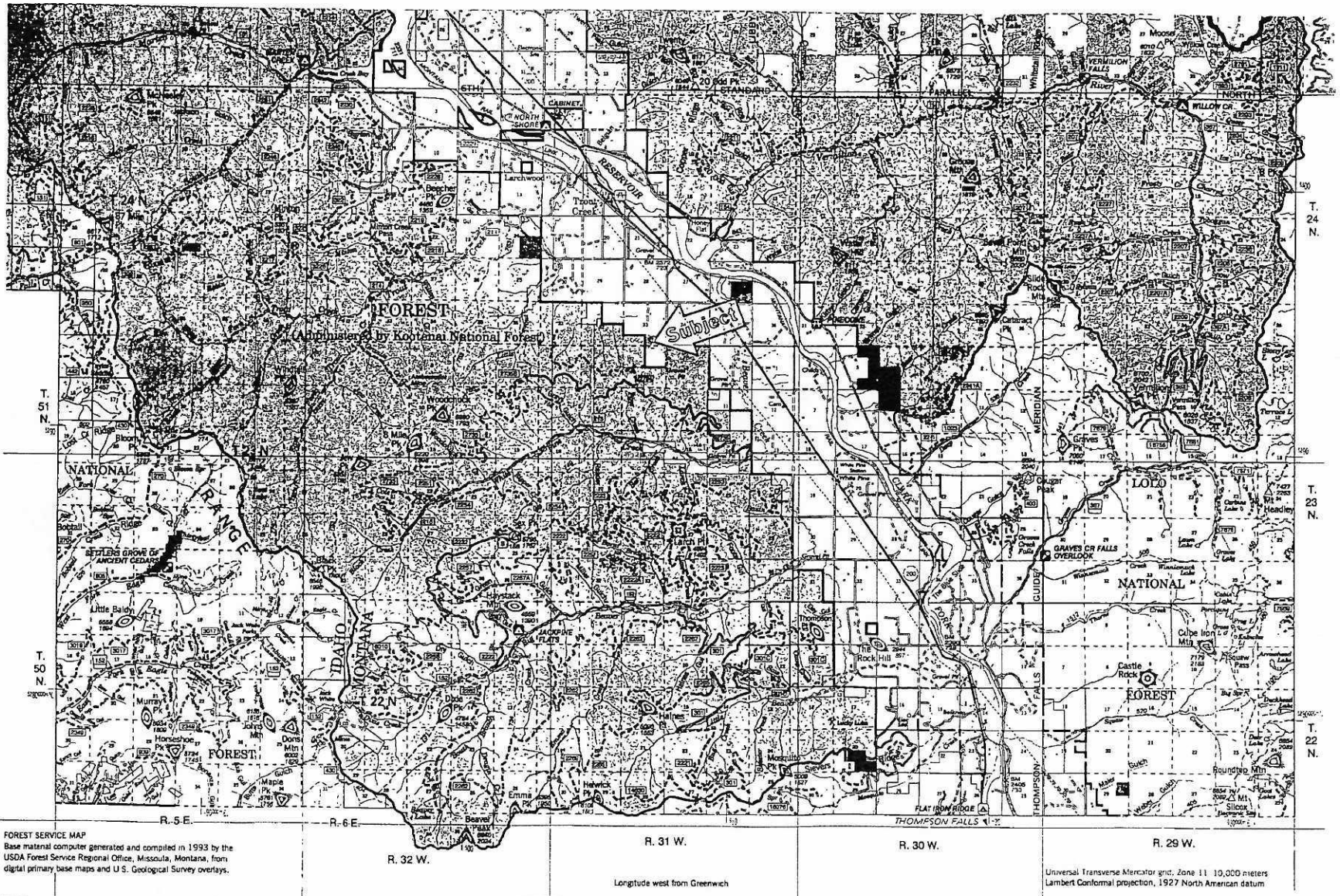
LEGEND

- INDICATES MONUMENTS FOUND AS NOTED
- INDICATES 1/2" X 30" IRON ROD WITH A PLASTIC CAP STAMPED "HAGEDORN 15059LS" SET



HAGEDORN, INC.
 Surveying and Engineering
 5255 HIGHWAY 200, THOMPSON FALLS, MT
 Ph: (406) 827-5400 FAX 827-3194

SCALE 1"=300' DATE 08-17-02 CALL BY FAX DRAWN BY R.L.H. CNG #2007BLA



**FORM 602
 CORRECT AND COMPLETE REVIEW
 FOR USE ON ALL PRE-07/18/2003 FORMS INCLUDING THOSE FORMS
 RECEIVED BY DNRC PRIOR TO 07/18/2003.**

- THIS FORM MUST BE COMPLETED AND INCLUDED WITH EACH FILE. A CHECKED BOX MEANS THE INFORMATION IS CORRECT AND COMPLETE.
- ALL CORRECTIONS OR CHANGES MADE BY DNRC MUST BE ON A WORK COPY AND MUST INCLUDE THE DATE AND THE INITIALS OF THE PERSON MAKING THE CHANGE.
- IF ADEQUATE INFORMATION IS NOT PROVIDED ON THE FORM, BUT DNRC CAN FIND THE CORRECT INFORMATION CONTAINED ON THE FORM OR FROM INTERNET SITES, DNRC WILL ENTER THE CORRECT INFORMATION.
- A map is not required. However, if a map is included and the required information is on the map, DNRC will confirm the written land description matches the map. If it does not, DNRC will change the written description to match the map. If a map is submitted, but does not have the required information, mark a large X across the map so that it is known the map was not used.

- ITEM 1. NAME, ADDRESS, PHONE NO:**
 CORRECT AND COMPLETE IS THAT A NAME AND ADDRESS IS PROVIDED. CHECK FOR NAME STANDARDIZATION AND CORRECT IF NECESSARY.
- ITEM 2. SOURCE OF GROUND WATER SUPPLY:**
 CORRECT AND COMPLETE IS THAT A BOX IS CHECKED. ITEM 2 IS CORRECT AND COMPLETE IF PIT IS CHECKED, BUT NO DIMENSIONS ARE LISTED. IF THE 602 IS ON THE BACK OF A WELL LOG, DNRC WILL CHECK THE WELL BOX. GPM.
- ITEM 3. ACTUAL PUMPING RATE:**
 CORRECT AND COMPLETE IS THAT THE AMOUNT LISTED IS LESS THAN 35 GPM. IF NO AMOUNT IS LISTED, DNRC WILL LEAVE THE FORM BLANK AND PRESUME THE FLOW RATE IS 35 GPM OR LESS. DNRC WILL USE THE HP RATING OR INSTALLATION DEPTH ONLY TO DETERMINE THAT THE WELL DOES NOT EXCEED 35 GPM.
- ITEM 4. WHEN WAS WATER PUT TO USE:**
 CORRECT AND COMPLETE IS THAT THE DATE IS THE CURRENT YEAR OR BEFORE, OR IS LEFT BLANK. IF AN ANSWER IMPLIES THE WELL IS NOT IN USE, RETURN THE FORM.
- ITEM 5. REPLACEMENT WELL INFORMATION:**
 IF ALL THREE ITEMS ARE ENTERED, DNRC WILL SEND NOTICE TO APPLICANT EXPLAINING A 634 COULD BE FILED. IF NOT, DNRC WILL PROCESS THE 602 AS A NEW FILING.
- ITEM 6. COMBINATION DEVELOPMENT:**
 CORRECT AND COMPLETE IS THAT NO INFORMATION IS PROVIDED OR ONE OF THE BOXES IS CHECKED. NO EVALUATION WILL BE MADE BASED ON THE INFORMATION PROVIDED.
- ITEM 7. POINT OF DIVERSION:**
 CORRECT AND COMPLETE IS:
 1. ¼ SECTION, SECTION, TOWNSHIP AND RANGE (40 ACRE DESCRIPTION);
 2. LOT, BLOCK, SUBDIVISION, ¼ SECTION, SECTION TOWNSHIP AND RANGE;
 3. GOVERNMENT LOT, ¼ SECTION, SECTION, TOWNSHIP AND RANGE; OR
 4. CERTIFICATE OF SURVEY NO. WITH OR WITHOUT A LOT NUMBER, ¼ SECTION, SECTION, TOWNSHIP & RANGE.
 IF THE 602 IS ON THE BACK OF THE WELL LOG AND THE DESCRIPTIONS DO NOT MATCH, DNRC WILL USE THE DESCRIPTION PROVIDED BY THE WELL OWNER OR THE MONTANA CADASTRAL SYSTEM.
 STREET OR ROAD ADDRESS –CORRECT AND COMPLETE WILL BE WHATEVER IS ENTERED. DNRC WILL NOT CONFIRM THE ACCURACY OF THE INFORMATION.
- ITEM 8. PLACE OF USE:**
 IF NO INFORMATION IS ENTERED, DNRC WILL USE THE POINT OF DIVERSION LAND DESCRIPTION. THE INFORMATION APPLICABLE TO SUBDIVISIONS, GOVERNMENT LOTS AND STREET OR ROAD ADDRESSES WILL BE HANDLED THE SAME AS SHOWN IN POINT OF DIVERSION ABOVE.
- ITEM 9. PURPOSE AND PERIOD OF USE:**
 CORRECT AND COMPLETE IS THAT AT LEAST ONE BOX IS CHECKED. IF THE PERIOD OF USE IS NOT CHECKED, DNRC WILL USE THE FOLLOWING STANDARD TIME PERIODS:
 JANUARY 1 – DECEMBER 31 FOR DOMESTIC AND STOCK PURPOSES
 APRIL 1 – OCTOBER 31 FOR LAWN; GARDEN, OR OTHER IRRIGATION PURPOSES.
 DNRC WILL REVIEW THE INFORMATION ENTERED TO DETERMINE IF THE USE EXCEEDS 10 AF. IF THE VOLUME EXCEEDS A TOTAL OF 10 ACRE-FEET, DNRC WILL SEND THE APPLICANT A DEFICIENCY LETTER EXPLAINING THE PROBLEM.
- ITEM 11. AFFIDAVIT:**
 CORRECT AND COMPLETE IS THAT THE BOX PERTAINING TO OWNERSHIP OF THE DEVELOPMENT WORKS IS CHECKED AND THAT THE FORM IS SIGNED. NOTARY INFORMATION IS NOT REQUIRED.

DATA ENTRY: Leave the maximum flow rate and volume fields blank. Do not code a volume for the purpose.

REVIEWER _____

Debra Phillips

DATE _____

8-27-04



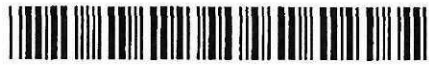
UPDATE TO FILE



GROUND WATER CERTIFICATE



76N



30012005

Current File Location: **NEW STORAGE**

As of: 10/1/2004

Bar Box Code _____

File Bar Code _____

Date/Initials _____

Series: **NA**

OWNERSHIP UPDATE NOTICE

August 28, 2015

The DNRC processed an ownership update on the following water rights based on information received from the Department of Revenue. The owner names were updated to: EARL S MORRIS; TRACEY L MORRIS

76N 30012005

*THIS WATER RIGHT IS IN A DECREE ISSUED BY THE WATER COURT

To view copies of water right abstracts, go to <http://nrns.mt.gov/dnrc/waterrights/>

For questions, or if you don't have Internet access and would like to request water right abstracts be mailed to you, contact the regional office listed below and reference Ownership Update # **131128**.

KALISPELL REGIONAL OFFICE: 406-752-2288

For more information or to change your address: <http://www.dnrc.mt.gov/wrd>



DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE
P.O.BOX 201601
HELENA, MONTANA 59620-1601

Water Right Ownership Update

Post Card Addresses:

WATER RIGHT BUYER / SELLER
17835 NORTHWOOD PL
SALINAS, CA 93907

WATER RIGHT BUYER / SELLER
PO BOX 1641
TROUT CREEK, MT 59874

WATER RIGHT BUYER / SELLER
PO BOX 2277
EAGLE RIVER, WI 54521

-----END OF POST CARD-----

Post Card Mail to Details: (Address -- Name)

Buyers

17835 NORTHWOOD PL
SALINAS, CA 93907
EARL S MORRIS
TRACEY L MORRIS

Sellers

PO BOX 1641
TROUT CREEK, MT 59874
DAVID HOLLIS
PO BOX 2277
EAGLE RIVER, WI 54521
VALERIE HOLLIS

Post Card Water Right Current Owner Details: (Name -- Address)

TRACEY L MORRIS
17835 NORTHWOOD PL
SALINAS, CA 93907

EARL S MORRIS
17835 NORTHWOOD PL
SALINAS, CA 93907



UPDATE TO FILE



GROUND WATER CERTIFICATE



76N



30012005

Current File Location: **NEW STORAGE**

As of: 10/1/2004

Bar Box Code _____

File Bar Code _____

Date/Initials _____

Series: **NA**

OWNERSHIP UPDATE NOTICE

January 4, 2016

The DNRC processed an ownership update on the following water rights based on information received from the Department of Revenue. The owner names were updated to MORRIS REVOCABLE LIVING TRUST

76N 30012005

*THIS WATER RIGHT IS IN A DECREE ISSUED BY THE WATER COURT

To view copies of water right abstracts, go to <http://nrs.mt.gov/dnrc/waterrights/>.

For questions, or if you don't have Internet access and would like to request water right abstracts be mailed to you, contact the regional office listed below and reference Ownership Update # **135122**
KALISPELL REGIONAL OFFICE 406-752-2288

For more information or to change your address <http://www.dnrc.mt.gov/wrd>



DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE
P O BOX 201601
HELENA, MONTANA 59620-1601

Water Right Ownership Update

Post Card Addresses:

WATER RIGHT BUYER / SELLER
17835 NORTHWOOD PL
SALINAS, CA 93907

END OF POST CARD

Post Card Mail to Details: (Address -- Name)

Buyers

17835 NORTHWOOD PL
SALINAS, CA 93907
MORRIS REVOCABLE LIVING TRUST

Sellers

17835 NORTHWOOD PL
SALINAS, CA 93907
EARL S MORRIS
TRACEY L MORRIS

Post Card Water Right Current Owner Details: (Name -- Address)

MORRIS REVOCABLE LIVING TRUST
17835 NORTHWOOD PL
SALINAS, CA 93907

WC-0001-C-2021

November 14, 2022

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT

Montana Water Court

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Dorne John + Carol J+A
LAST NAME FIRST NAME MID. INITIAL
42227 MT Hwy 835
STREET ADDRESS OR PO BOX
Swan Lake MT 59911
CITY STATE ZIP CODE
(406) 754-2512 cndasia@blackfoot.net
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

We object to the entire decree, especially related to the Swan River. We own water rights that we have had to pay for + clarified for 3 times now, of which were originally with the property when we purchased it. We legally own these rights and have no intention of selling or giving up

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76K 30127484
(One Number Per Form)

Page number in Decree: _____
Source: _____

DATED this 14 day of November, 2022.

[Signature] Carol Dorne
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

on lined paper

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Carol Dorne, declare under penalty of perjury, that on the 14 day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@eskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

Please send this completed original to: **Montana Water Court**
PO Box 1389
Bozeman, MT 59771-1389

or **E-mail: watercourt@mt.gov**

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

(Continuation)

those rights. There is no legality in just taking these rights. Especially considering we are not located on the reservation, nor is the Swan River in which we own the water rights. We have had to pay, over and over again, more than our fair share for these rights and are now, illegally faced with them being taken away because of bogus claims.

We also object based on these seven reasons

- (as described in the attached document):
- 1) Objection for failure to quantify & we have had to pay for these quantified rights yet they are going to be given to CSKT as unlimited + undefined rights.
 - 2) Preferential Treatment - now, again, we have waited our turn for these rights to be handled - yet they are just given to them right here + now and how much are they going to be given before they are satisfied - because they never will be satisfied.
 - 3) Taking of property without compensation - we do not want to sell our rights - nor have we been offered any fair or true value compensation - they are just being taken.
 - 4) Unequal protection under the law - clearly the tribe is being given preferential treatment out of some sort of guilt by some politician/representative
 - 5) Discrimination based on ethnicity - again related to #4, this is clearly reverse discrimination that favors CSKT over white residents
 - 6) Over-appropriation - again how much is enough

compensation for something that happened 100's of years ago (nobody is still alive on either side from those original grievances) so how long are uninjured, innocent parties going to have to pay for something they did not do just because they are white. Further more this isn't the 1800's-early 1900's, they no longer required to stay on reservations, they can live where ever they want and just like the rest of us buy a piece of land + the rights that go with it. If they are not happy with the reservation - move off it, don't force it on others not on the reservation. 8) egregious over reach - how do they have claim to anything off the reservation + how are they given unlimited reach that is not legally given to anyone else.

Over the years - multi million dollars, ownership of dams - Ranges have been given to the CSK + in compensation under Tester, Bullock + Dine. Most of which as soon as they have gotten, they relieved the people running it, to run it themselves only to run it into the ground and need to re-hire those running it. Again - when is enough compensation +

when does fair + legal treatment start.
Stop the taking to appease one group -
it is the text book description of reverse
discrimination

If CSKT wants these water rights - they
should have to buy them, just like everyone
else, and if someone does not want to sell
them, that is their right and they cannot be
forced to sell for illegitimate reasons.

Original enforceable priority date Oct 6, 1972
Water rights paid for 2-19-87 10⁰⁰
when bought property!

Again paid 6/3/2019 \$390⁰⁰ filing fees for
3 claims ck# 739

Our water rights have already been legally established
(+ paid for) in terms of volume, flow rate, priority,
place + point of diversion + ownership with the DNRC
prior to 1973 and anything before 1973 is historical
and established - any claims by CSKT are
way more recent + should be behind in priority
to us. They are not established at this
point, like ours are.

We have paid for the rights to use the water for our household, livestock, garden, + general use as listed in the claims document (attached).

Who is CSKT to tell us how we are to use this water and cut us off at their pleasure from using our own well. Any change to our usage by order of CSKT would adversely + irreparably change and effect our lives and livelihood for the worse, so we would be completely ill affected.

To:

Date: 10.18.22

Re: Some thoughts regarding "Objectionable" elements of the CSKT only Preliminary Decree

1. Possible objection for failure to quantify. Among the largest repeated deceptions about the CSKT Compact is that it was going to finally "quantify" (specific rate of flow and annual maximum volume) all the exact CSKT Water Rights. But as we look at many of the CSKT Water Right Claims in the Preliminary Decree (and the Compact) we see that a large number of them are only partially quantified or not quantified at all, thereby giving them an apparently unlimited or undefined right to divert unknown and/or unmeasured amounts of water. How can that be considered to be any kind of meaningful and enforceable adjudication?
2. Possible objection to preferential treatment. The second largest deception is the contention that the MT Water Court will "adjudicate" those exact stated numeric quantifications in a General Quantification process where all, ALL, water right claims for a single basin would get their day in court on a fair and equally level playing field—not some separate-but-equal fantasy arrangement. But the Water Court's Preliminary Decree proves that belief is not true either. The Water Court has instead decided to discriminate against all those left waiting for a fair General Adjudication and in favor of the CSKT by moving the CSKT figuratively to the head of the line. The obviously unfair and unnecessary consequence of this betrayal is that when the holders of mere Water Right Claims eventually get to a later General Adjudication of their claims, the preferentially treated CSKT will already have their claims elevated to fully adjudicated and enforceable Water Rights. It seems to me that all non-Compact claimants should object to this slight-of-hand.
3. Possible objection to a "taking of a property right without compensation". It is well established that a Water Right is in fact a form of a private property right. Under the prior appropriation doctrine, an integral component of that property right is a place in line with regard to the known number of senior water users ahead of you in priority. That known place in the line of senior users is part and parcel of your property! Therefore anyone suddenly being inserted into the line ahead of you is "taking" a key element of your property right and relegating you to a less valuable place behind a now longer line of senior users. And if it's done without your express consent or adequate compensation, it is clearly a "taking of property without just compensation." And yet that is exactly what the Water Court's current Preliminary Decree is about to do, just as surely as if they were sending someone into your home to take your silverware. I think that's an objectionable thing for the Water Court to do.
4. Possible objection to unequal protection under the law. The Preliminary Decree violates the "equal protection under the law" guarantee by removing only the CSKT Compact Water Claimant from the

General Adjudication system and elevating that one class of Water Claimants to a higher priority. The Special Proceedings Preliminary Decree works to the benefit of one class and to the detriment of all other non-Compact claimants. The Water Court's contention that this approach is "separate-but-equal" is absurd. The fantasy of "separate-but-equal" has been the much-abused cover story for discrimination, segregation and the denial of "equal treatment" for decades. It is inherently unequal and therefore probably unconstitutional on its face. If this is not stopped, then we will have watched the basic concept of "apartheid" successfully come to Montana's water laws.

5. Possible objection to discrimination based on ethnicity. The Preliminary Decree appears to have components that are clearly discriminatory practices based expressly on the ethnic origin of one group over other groups of different ethnic origins (Tribal vs. Non-tribal). Many people believe that "ethnicity" is a protected category and yet we appear to have a Montana Water Court elevating one ethnic group over many others — apparently for the convenience of the Court. Perhaps someone should object.
6. Possible objection to likely over-appropriation. It now appears that the collective effect of some of the Preliminary Decree's CSKT Water Rights may exceed not only the amounts of water legally available in a particular source but actually exceed the total amount of water even existing in many of these already over-appropriated sources. Yet it appears that this Preliminary Decree may actually have the Montana Water Court about to adjudicate some water that doesn't even exist. Doesn't that seem to merit a formal "Objection"?
7. Possible objection to discrimination based on religion. The Compact and its current Preliminary Decree clearly appear to recognize, and possibly support, a discriminatory practice based on the religion of one group over other religious groups. The Decree and the Compact not only grant the CSKT an approval of water for religious activities, but seem to grant an unlimited and unquantified amount of water for their "religious purposes," while non-CSKT people are prohibited from receiving a water right for their religious practices because it's not a lawfully recognized "Beneficial Use." So it seems that if you're a member of the "right" religion the Montana Water Court may allow you unlimited water for your religious practices, but if you are not of the "right" religious group, the Montana Water Court will not approve or decree any water for your religious practices. If one religion can effectively claim religious practices as effectively a "Beneficial Use," then shouldn't all religions, faiths and their creeds be able to have water as a beneficial use also? I think there's a valid objection here. See Reference item #1.
8. Possible objection to egregious overreach. Perhaps one of the most egregious overreaches in the Preliminary Decree is Appendix #18. Believe it or not, it actually states:

Maximum Flow Rate: "No flow rate is defined for this water right."

Maximum Volume: "This water right is for all naturally occurring surface water in Flathead Lake up to the shoreline elevation of 2,883."

"The sources for this water right include all named and unnamed tributaries that drain directly into Flathead Lake." (emphasis added)

That would mean that there is, or would be, no legally available water left in Flathead Lake, Flathead River above the Lake, Swan River, and all tributaries, named or unnamed. Period. This one really needs an objection and front page news. See Reference Item #2.

Property Record Card

Summary

Primary Information

Property Category: RP
Geocode: 15-3231-21-3-01-01-0000
Primary Owner:
 DORNE JOINT LIVING TRUST
 42227 MT HIGHWAY 63
 SWAN LAKE, MT 59911-7839
Subcategory: Agricultural and Timber Properties
Assessment Code: 0000015677
Property Address: 42227 MT HWY 83
 BIGFORK, MT 59911
COS Parcel:

NOTE: See the Owner tab for all owner information

Certificate of Survey:

Subdivision:

Legal Description:

S21, T22 N, R17 W, TR IN S2SW4
 Last Modified: 3/30/2019 4:16:07 PM

General Property Information

Neighborhood: 215.400.7
Property Type: FARM_R - Farmstead - Rural
Living Units: 1
Levy District: 15-2486-73J
Zoning:
Ownership %: 100

Linked Property:

No linked properties exist for this property

Exemptions:

No exemptions exist for this property

Condo Ownership:

General: 0 Limited: 0

Property Factors

Topography: 8
Utilities: 7, 8
Access: 2
Location: 0 - Rural Land
Fronting: 0 - None
Parking Type:
Parking Quantity:
Parking Proximity:



STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION
1424 9TH AVENUE P.O. BOX 201601 HELENA, MONTANA 59620-1601

GENERAL ABSTRACT

This is an Exempt Notice. An Exempt Notice does NOT establish a water right or priority date. You have the opportunity to file a claim on this water right until June 30, 2019. You are not required to file a claim. If you don't file a claim, your right to use water will be subordinate (junior) to all other filed water rights. Contact your regional office for additional information.

Water Right Number: 76K 64308-00 EXEMPT NOTICE

Version: 1 - ORIGINAL RIGHT

Version Status: ACTIVE

Owners: DORNE, JOHN AND CAROL JOINT LIVING TRUST
42227 MT HWY 83 S
SWAN LAKE, MT 59911

Priority Date: OCTOBER 6, 1972

Enforceable Priority Date: OCTOBER 6, 1972

Purpose (use): DOMESTIC
LAWN AND GARDEN
STOCK

Maximum Flow Rate: 22.00 GPM

Maximum Volume: 1.51 AC-FT

Source Name: GROUNDWATER

Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

ID	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1		NWSESW	21	22N	17W	LAKE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

Well Depth: 140.00 FEET

Static Water Level: 85.00 FEET

Purpose (Use): DOMESTIC

Households: 1

Volume: 1.00 AC-FT

Period of Use: JANUARY 1 to DECEMBER 31

Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1			NWSESW	21	22N	17W	LAKE

Purpose (Use): LAWN AND GARDEN

Volume: 0.50 AC-FT

Period of Use: MAY 1 to SEPTEMBER 30

Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1			NWSESW	21	22N	17W	LAKE

Purpose (Use): STOCK

Volume: 0.01 AC-FT

Period of Use: JANUARY 1 to DECEMBER 31

Place of Use:

ID	Acres	Govt Lot	Qtr Sec	Sec	Twp	Rge	County
1			NWSESW	21	22N	17W	LAKE

Geocodes/Valid: 15-3231-21-3-01-01-0000 - Y

Remarks:

Copies of
water right
claims/Abstracts.

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: 76K 30127486 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: CAROL DORNE
51401 MT HIGHWAY 83 S
SWAN LAKE, MT 59911-6867
JOHN DORNE
51401 MT HIGHWAY 83 S
SWAN LAKE, MT 59911-6867

Priority Date: SEPTEMBER 8, 1972
Enforceable Priority Date: SEPTEMBER 8, 1972

Type of Historical Right: FILED

Purpose (use): DOMESTIC
Maximum Flow Rate: 22.00 GPM
Maximum Volume: 1.51 AC-FT

Households: 1
Maximum Acres: 5.00
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	21	22N	17W	LAKE

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: WELL

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	5.00		NWSESW	21	22N	17W	LAKE
Total:	5.00						

Geocodes/Valid: 15-3231-21-3-01-01-0000 - Y

Remarks:

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: 76K 30127484 STATEMENT OF CLAIM
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: CAROL DORNE
51401 MT HIGHWAY 83 S
SWAN LAKE, MT 59911-6867
JOHN DORNE
51401 MT HIGHWAY 83 S
SWAN LAKE, MT 59911-6867

Priority Date: SEPTEMBER 8, 1972
Enforceable Priority Date: SEPTEMBER 8, 1972

Type of Historical Right: FILED

Purpose (use): STOCK

Maximum Flow Rate:

Maximum Volume: 0.01 AC-FT

Source Name: JIM CREEK

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		NWSESW	21	22N	17W	LAKE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

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			NWSESW	21	22N	17W	LAKE

Geocodes/Valid: 15-3231-21-3-01-01-0000 - Y

Remarks:

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: 76K 30127486 STATEMENT OF CLAIM

Version: 1 - ORIGINAL RIGHT

Version Status: ACTIVE

Owners:

CAROL DORNE
51401 MT HIGHWAY 83 S
SWAN LAKE, MT 59911-6867

JOHN DORNE
51401 MT HIGHWAY 83 S
SWAN LAKE, MT 59911-6867

Priority Date: SEPTEMBER 8, 1972

Enforceable Priority Date: SEPTEMBER 8, 1972

Type of Historical Right: FILED

Purpose (use): DOMESTIC

Maximum Flow Rate: 22.00 GPM

Maximum Volume: 1.51 AC-FT

Households: 1

Maximum Acres: 5.00

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	21	22N	17W	LAKE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: WELL

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	5.00		NWSESW	21	22N	17W	LAKE

Total: 5.00

Geocodes/Valid: 15-3231-21-3-01-01-0000 - Y

Remarks:

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: 76K 30127487 STATEMENT OF CLAIM
Version: 1 - ORIGINAL RIGHT
Version Status: ACTIVE

Owners: CAROL DORNE
51401 MT HIGHWAY 83 S
SWAN LAKE, MT 59911-6867
JOHN DORNE
51401 MT HIGHWAY 83 S
SWAN LAKE, MT 59911-6867

Priority Date: SEPTEMBER 8, 1972
Enforceable Priority Date: SEPTEMBER 8, 1972

Type of Historical Right: FILED

Purpose (use): STOCK

Maximum Flow Rate:

Maximum Volume:

Source Name: SWAN RIVER
Source Type: SURFACE WATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		NW	SE	SW	21	22N	17W LAKE

Period of Diversion: JANUARY 1 TO DECEMBER 31

Diversion Means: LIVESTOCK DIRECT FROM SOURCE

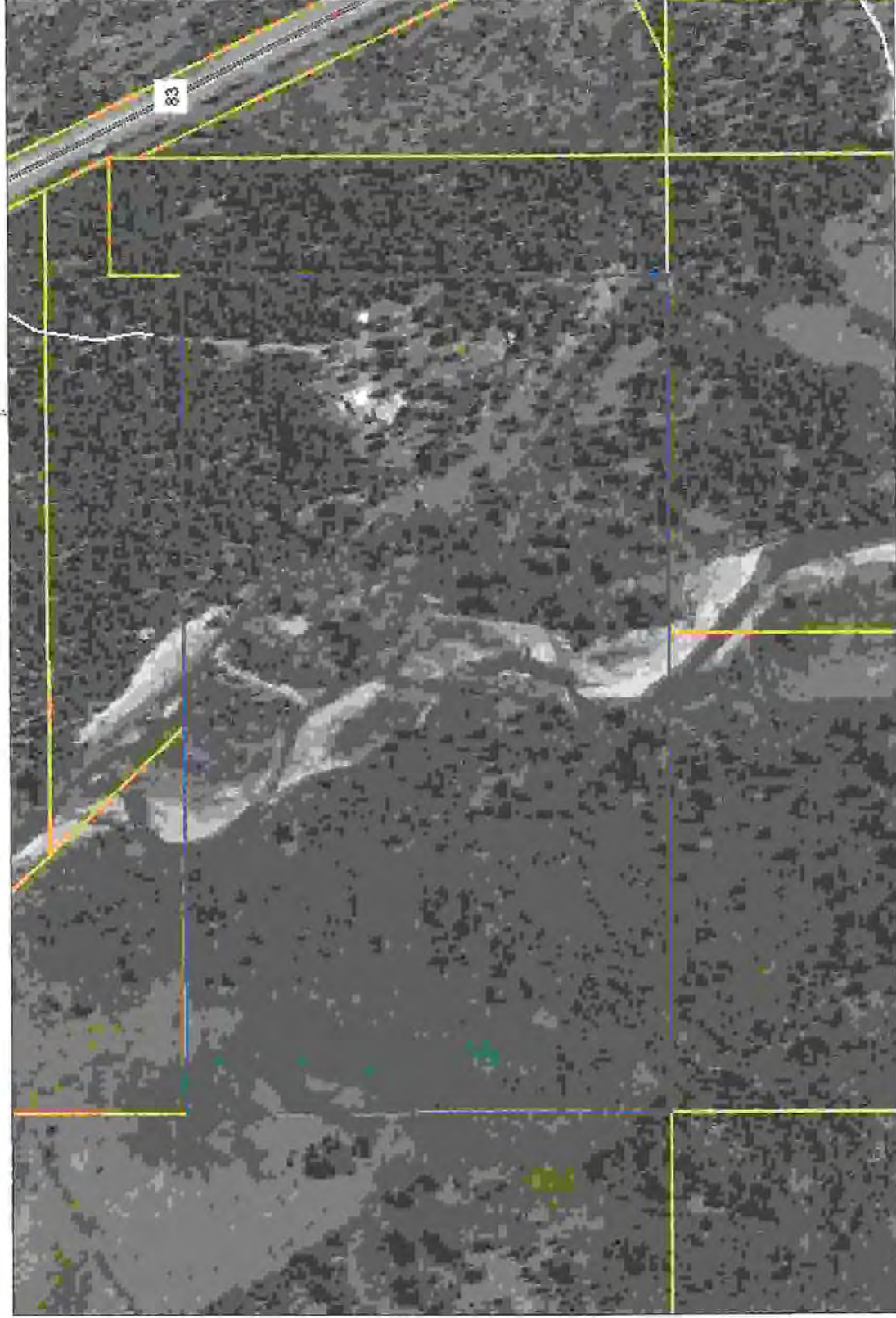
Period of Use: JANUARY 1 to DECEMBER 31

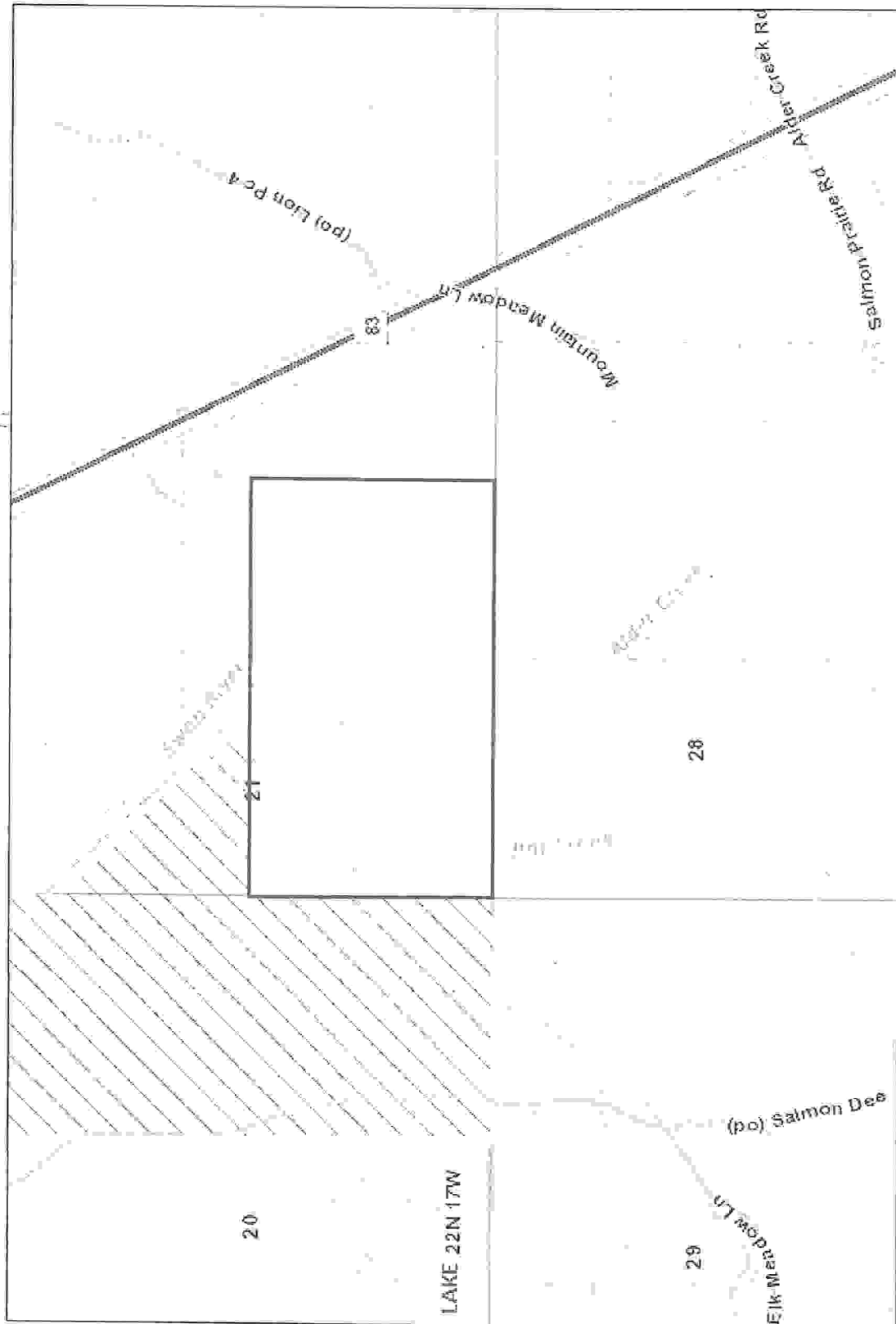
Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NW	SE	SW	21	22N	17W LAKE

Geocodes/Valid: 15-3231-21-3-01-01-0000 - Y

Remarks:





ELECTRONICALLY FILED

From: [Watercourt \(Bozeman\)](#)
To: [Riffel, Natalie](#)
Subject: FW: Case No. WC-001-C-2021 Objection
Date: Monday, November 14, 2022 4:03:17 PM

WC-0001-C-2021

November 14, 2022

Montana Water Court

Julie Cristiani
Judicial Assistant
Montana Water Court
(406) 586-4364
1-800-624-3270

From: Bob Harris <swan.lake@msn.com>
Sent: Saturday, November 12, 2022 3:28 PM
To: Watercourt (Bozeman) <watercourt@mt.gov>
Cc: objections@cskt.org; efile_denver.enrd@usdoj.gov; Saye, Jean <CNC713@mt.gov>
Subject: [EXTERNAL] Re: Case No. WC-001-C-2021 Objection

I have had a very difficult time with this process. It seems the Water Right # in item 4 should be 76LJ 30052867 page 1 Source Swan River. If you should I need to refile please let me know or revise it as necessary. These documents are very hard for me to fully understand.

Thankyou
Robert J. Harris

From: Bob Harris <swan.lake@msn.com>
Sent: Saturday, November 12, 2022 2:05 PM
To: watercourt@mt.gov <watercourt@mt.gov>
Cc: objections@cskt.org <objections@cskt.org>; efile_denver.enrd@usdoj.gov <efile_denver.enrd@usdoj.gov>; Jean.Saye@mt.gov <Jean.Saye@mt.gov>
Subject: Case No. WC-001-C-2021 Objection

Attached

73
Bob Harris
WB7BWZ

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Harris Robert J
LAST NAME FIRST NAME MID. INITIAL
27720 Emerald Bay Lane
STREET ADDRESS OR PO BOX
Big Fork MT 59911
CITY STATE ZIP CODE
(406) 670-9211 SWAN.LAKE@MSN.COM ()
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE

PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

See Attached

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76K 30063809
(One Number Per Form)

Page number in Decree: 2
Source: Swan River

DATED this 12 day of November, 2022.

Robert J. Harris
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Robert J. Harris, declare under penalty of perjury, that on the 12 day of November, 2022, I ~~mailed~~^{emailed} a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

Item 3

My Water Right # 76K 32005-00 grants 30 GPM of water 1.5 AC-FT Max Vol For Domestic Use From our well at 27720 Emerald Bay Lane Big Fort MT (Govt Lot 3 Qtr Sec SESENE Sec 24 Twp 26N Rge 19W County Lake Geocodes/ Valid 15-3708-24-1-04-08-0000-4). Our property in Basin 76K is not on the Reservation and not close to the Reservation. The parties to the subject case have indicated they do not intend to make a call, meter, or charge against water rights like ours. None the less in the information meetings for the Compact associated with this case there were statements the Compact allow for this to occur. This allowance is an overreach and contrary to the Montana Constitution Act 1x Sec 3 "All surface, underground, flood, and atmospheric waters within the boundaries of the state are the property of the state for the use of its people..." As I read Appendix 38 page 16 and 17 and Appendix 26 this is not allowed but as this Compact and Decree are so complicated, I wish to object to insure NO call, metering, or charges to my water rights of 30 GPM, 1.5 AC-FT Max Vol of water for domestic use is allowed under the Compact / Decree.

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA - UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

CARR Phyllis S
LAST NAME FIRST NAME MID. INITIAL
815 SHERMAN ROAD
STREET ADDRESS OR PO BOX
KALISPELL MT 59901
CITY STATE ZIP CODE
406 756-7221 mrcarrmt@q.mail.com
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE

PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

See Attached Pages

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 762J30022204
(One Number Per Form)

Page number in Decree: 1 of 2
Source: GENERAL ABSTRACT

DATED this 9 day of November, 2022.

Phyllis S Carr
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Phyllis S Carr, declare under penalty of perjury, that on the 9 day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@eskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.emd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

November 6, 2022

My objection is to: IN THE MATTER OF THE ADJUDICATION OF EXISTING AND RESERVED RIGHTS TO THE USE OF WATER, BOTH SURFACE AND UNDERGROUND, OF THE CONFEDERATED SALISH. AND KOOTENAI TRIBE OF INDIANS OF THE STATE OF MONTANA

Appendix 38

Page 29

#4

Paragraph 1

As a "user" listed in paragraph one, I do NOT agree to relinquish my right to exercise the Tribal Water Right to make a Call against any water right located upstream of the Flathead Reservation in Basins 76LJ.

My fear is that overreach could happen and the volume of water I use would have a fee applied or a valve applied to my well that could stop my use of water for Domestic, lawn and garden, irrigation to water and feed my livestock. In times of drought this could be life and death to my livestock, and maybe my family. If we lost our Water Rights the value my property would decline.

Legal Property Description:

SN	TN	RN	Property Description
14	28	23	TR 4B IN SE4NE4

Please see attached documents:

Water Right Claims

Property maps

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 30022204 GROUND WATER CERTIFICATE
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners:
PHYLLIS S CARR
815 SHERMAN RD
KALISPELL, MT 59901
MELVIN R CARR
815 SHERMAN RD
KALISPELL, MT 59901

Priority Date: MAY 17, 2006 at 10:45 A.M.
Enforceable Priority Date: MAY 17, 2006 at 10:45 A.M.

Purpose (use): DOMESTIC
IRRIGATION
STOCK

Maximum Flow Rate: THIS RIGHT IS LIMITED TO THE ACTUAL AMOUNT USED UP TO 35 GALLONS PER MINUTE.

Maximum Volume: THIS RIGHT IS LIMITED TO THE ACTUAL AMOUNT USED UP TO 10 ACRE-FEET.

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		NWSENE	14	28N	23W	FLATHEAD

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: WELL
Survey Tract: TRACT 4B
Well Depth: 243.00 FEET
Static Water Level: 65.00 FEET
Casing Diameter: 5.00 INCHES
Flowing: NO
Well Location: 815 SHERMAN RD

Purpose (Use): DOMESTIC
Households:
Volume:
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			NWSENE	14	28N	23W	FLATHEAD

Purpose (Use): IRRIGATION
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			NWSENE	14	28N	23W	FLATHEAD

Purpose (Use): STOCK
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			NWSENE	14	28N	23W	FLATHEAD

THE PLACE OF USE IS LOCATED IN TRACT 4B.

Geocodes/Valid:

07-3964-14-1-01-10-0000 - Y



**Water Right Number:
76LJ 30022204NULL**

Print Map

Legend

- Diversion Count:
 - Surface water diversion.
 - Ground water diversion.
- Adjacent Diversions
 - Surface water diversion.
 - Ground water diversion.
- Place of Use Legal Land Descriptions
- Adjacent POUs
- Cadastral ?
- PLSS Detail ?

Note:

Contact DNRC if you have any questions or if the mapped information appears incorrect.

The points of diversion (PODs) and places of use (POUs) are derived from water right legal land descriptions. PODs are placed at the center of their legal land description, not at their true geographic location. POUs are drawn as polygons of the entire legal land description.



Property Record Card

Summary

Primary Information

Property Category: RP **Subcategory:** Agricultural and Timber Properties
Geocode: 07-3964-14-1-01-10-0000 **Assessment Code:** 0000422250
Primary Owner: **PropertyAddress:** 815 SHERMAN RD
CARR MELVIN R & PHYLLIS S KALISPELL, MT 59901
815 SHERMAN RD **COS Parcel:**
KALISPELL, MT 59901-8130

NOTE: See the Owner tab for all owner information

Certificate of Survey:

Subdivision:

Legal Description:

S14, T28 N, R23 W, ACRES 27.14, COS 18508 TR 4B IN SE4NE4 (SELL W/TR 5A IN SEC 13) ASSR#0000422250

Last Modified: 7/14/2022 4:23:18 AM

General Property Information

Neighborhood: 207.750.0 **Property Type:** FARM_R - Farmstead - Rural
Living Units: 1 **Levy District:** 07-032403-89 - AZ
Zoning: **Ownership %:** 100
Linked Property:

Linked Property	Link Type	
07-3964-13-2-01-40-0000	7 - Combination	View

Exemptions:

No exemptions exist for this property

Condo Ownership:

General: 0 **Limited:** 0

Property Factors

Topography: **Fronting:**
Utilities: **Parking Type:**
Access: **Parking Quantity:**
Location: **Parking Proximity:**

Land Summary

Land Type	Acres	Value
Grazing	16.151	184.00
Fallow	0.000	00.00
Irrigated	0.000	00.00
Continuous Crop	0.000	00.00
Wild Hay	0.000	00.00
Farmsite	1.000	1,866.00
ROW	0.000	00.00
NonQual Land	0.000	00.00
Total Ag Land	17.151	2,050.00

Total Forest Land	9.989	6,172.00
Total Market Land	0.000	00.00

Deed Information:

Deed Date	Book	Page	Recorded Date	Document Number	Document Type
10/15/2008			10/15/2008	<u>200800028685</u>	Grant

Owners

Party #1

Default Information: CARR MELVIN R & PHYLLIS S
815 SHERMAN RD

Ownership %: 100

Primary Owner: "Yes"

Interest Type: Fee Simple

Last Modified: 4/30/2009 11:21:35 AM

Other Names	Other Addresses
-------------	-----------------

Name	Type
------	------

Appraisals

Appraisal History

Tax Year	Land Value	Building Value	Total Value	Method
2022	8222	189500	197722	COST
2021	8222	189500	197722	COST
2020	6905	169300	176205	COST

Market Land

Market Land Info

No market land info exists for this parcel

Dwellings

Existing Dwellings

Dwelling Type	Style	Year Built
SFR	08 - Conventional	1969

Dwelling Information

Residential Type: SFR	Style: 08 - Conventional
Year Built: 1969	Roof Material: 5 - Metal
Effective Year: 1985	Roof Type: 3 - Gable
Story Height: 1.0	Attic Type: 0
Grade: 5	Exterior Walls: 1 - Frame
Class Code: 3301	Exterior Wall Finish: 6 - Wood Siding or Sheathing
Year Remodeled: 0	Degree Remodeled:

Mobile Home Details

Manufacturer:	Serial #:	Width: 0
Model:		Length: 0

Basement Information

Foundation: 2 - Concrete	Finished Area: 0	Daylight: Y
Basement Type: 3 - Full	Quality:	

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA - UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

CARR Phyllis S
LAST NAME FIRST NAME MID. INITIAL
815 SHERMAN ROAD
STREET ADDRESS OR PO BOX
KALISPELL, MT 59901
CITY STATE ZIP CODE
(406) 756-7221 Mrcarrmt@gmail.com
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL
STREET ADDRESS OR PO BOX
CITY STATE ZIP CODE
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

See Attached Pages

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76LJ31034-00
(One Number Per Form)

Page number in Decree: 1 of 1
Source: GENERAL ABSTRACT

DATED this 9 day of November, 2022.

Phyllis S Carr
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Phyllis S Carr, declare under penalty of perjury, that on the 9 day of NOVEMBER, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@eskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
cfile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Sayc@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

November 6, 2022

My objection is to: IN THE MATTER OF THE ADJUDICATION OF EXISTING AND RESERVED RIGHTS TO THE USE OF WATER, BOTH SURFACE AND UNDERGROUND, OF THE CONFEDERATED SALISH. AND KOOTENAI TRIBE OF INDIANS OF THE STATE OF MONTANA

Appendix 38

Page 29

#4

Paragraph 1

As a "user" listed in paragraph one, I do NOT agree to relinquish my right to exercise the Tribal Water Right to make a Call against any water right located upstream of the Flathead Reservation in Basins 76LJ.

My fear is that overreach could happen and the volume of water I use would have a fee applied or a valve applied to my well that could stop my use of water for Domestic, lawn and garden, irrigation to water and feed my livestock. In times of drought this could be life and death to my livestock, and maybe my family. If we lost our Water Rights the value my property would decline.

Legal Property Description:

SN	TN	RN	Property Description
14	28	23	TR 4B IN SE4NE4

Please see attached documents:

Water Right Claims

Property maps

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 31034-00 GROUND WATER CERTIFICATE

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MELVIN R CARR
815 SHERMAN RD
KALISPELL, MT 59901

PHYLLIS S CARR
815 SHERMAN RD
KALISPELL, MT 59901

Priority Date: DECEMBER 18, 1980 at 04:11 P.M.

Purpose (use): DOMESTIC
IRRIGATION
STOCK

Maximum Flow Rate: 25.00 GPM

Maximum Volume: 11.92 AC-FT

Maximum Acres: 15.00

Source:

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		NWSENE	14	28N	23W	FLATHEAD

Diversion Means: DEVELOPED SPRING

Period of Diversion: JANUARY 1 to DECEMBER 31

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			NWSENE	14	28N	23W	FLATHEAD

Purpose (Use): IRRIGATION

Volume: 10.20 AC-FT

Period of Use: MAY 15 to SEPTEMBER 1

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	15.00		SENE	14	28N	23W	FLATHEAD

Total: 15.00

Purpose (Use): STOCK

Volume: 0.22 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			SENE	14	28N	23W	FLATHEAD



Water Right Number:
76LJ 31034 00NULL

Print Map

Legend

- Diversion Count:
 - Surface water diversion.
 - Ground water diversion.
- Adjacent Diversions
 - Surface water diversion.
 - Ground water diversion.
- Place of Use Legal Land Descriptions
- Adjacent POUs
- Cadastral ?
- PLSS Detail ?

Note:

Contact DNRC if you have any questions or if the mapped information appears incorrect.

The points of diversion (PODs) and places of use (POUs) are derived from water right legal land descriptions. PODs are placed at the center of their legal land description, not at their true geographic location. POUs are drawn as polygons of the entire legal land description.

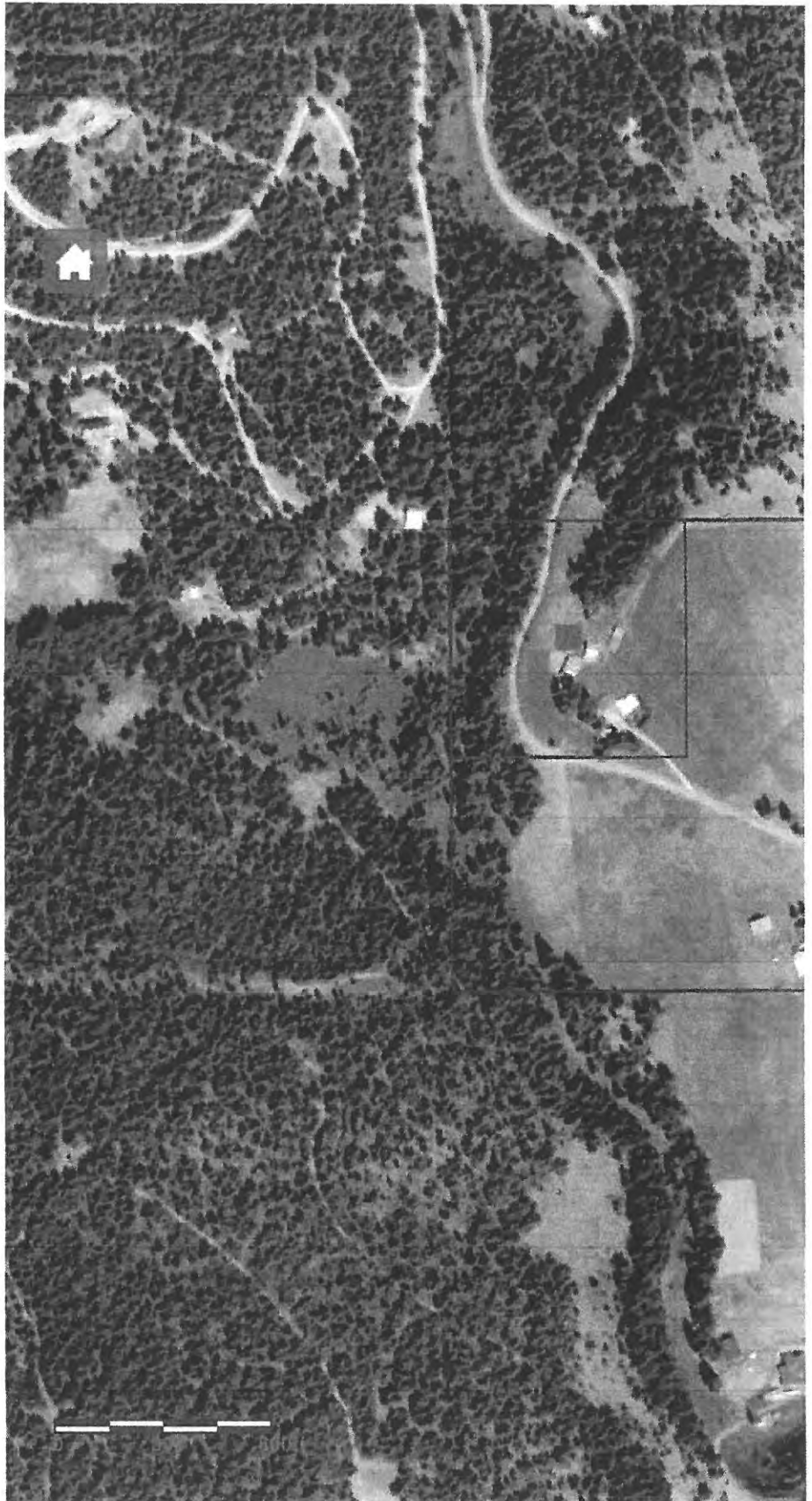
Reference

TOPO Map

NHD Map

Air Photo

View Legend



Property Record Card

Summary

Primary Information

Property Category: RP **Subcategory:** Agricultural and Timber Properties
Geocode: 07-3964-14-1-01-10-0000 **Assessment Code:** 0000422250
Primary Owner: **PropertyAddress:** 815 SHERMAN RD
CARR MELVIN R & PHYLLIS S KALISPELL, MT 59901
815 SHERMAN RD **COS Parcel:**
KALISPELL, MT 59901-8130

NOTE: See the Owner tab for all owner information

Certificate of Survey:

Subdivision:

Legal Description:

S14, T28 N, R23 W, ACRES 27.14, COS 18508 TR 4B IN SE4NE4 (SELL W/TR 5A IN SEC 13) ASSR#0000422250

Last Modified: 7/14/2022 4:23:18 AM

General Property Information

Neighborhood: 207.750.0 **Property Type:** FARM_R - Farmstead - Rural
Living Units: 1 **Levy District:** 07-032403-89 - AZ
Zoning: **Ownership %:** 100

Linked Property:

Linked Property	Link Type	
07-3964-13-2-01-40-0000	7 - Combination	View

Exemptions:

No exemptions exist for this property

Condo Ownership:

General: 0 **Limited:** 0

Property Factors

Topography: **Fronting:**
Utilities: **Parking Type:**
Access: **Parking Quantity:**
Location: **Parking Proximity:**

Land Summary

Land Type	Acres	Value
Grazing	16.151	184.00
Fallow	0.000	00.00
Irrigated	0.000	00.00
Continuous Crop	0.000	00.00
Wild Hay	0.000	00.00
Farmsite	1.000	1,866.00
ROW	0.000	00.00
NonQual Land	0.000	00.00
Total Ag Land	17.151	2,050.00

Total Forest Land	9.989	6,172.00
Total Market Land	0.000	00.00

Deed Information:

Deed Date	Book	Page	Recorded Date	Document Number	Document Type
10/15/2008			10/15/2008	200800028685	Grant

Owners

Party #1

Default Information: CARR MELVIN R & PHYLLIS S
815 SHERMAN RD

Ownership %: 100

Primary Owner: "Yes"

Interest Type: Fee Simple

Last Modified: 4/30/2009 11:21:35 AM

Other Names

Other Addresses

Name

Type

Appraisals

Appraisal History

Tax Year	Land Value	Building Value	Total Value	Method
2022	8222	189500	197722	COST
2021	8222	189500	197722	COST
2020	6905	169300	176205	COST

Market Land

Market Land Info

No market land info exists for this parcel

Dwellings

Existing Dwellings

Dwelling Type	Style	Year Built
SFR	08 - Conventional	1969

Dwelling Information

Residential Type: SFR **Style:** 08 - Conventional

Year Built: 1969 **Roof Material:** 5 - Metal

Effective Year: 1985 **Roof Type:** 3 - Gable

Story Height: 1.0 **Attic Type:** 0

Grade: 5 **Exterior Walls:** 1 - Frame

Class Code: 3301 **Exterior Wall Finish:** 6 - Wood Siding or Sheathing

Year Remodeled: 0 **Degree Remodeled:**

Mobile Home Details

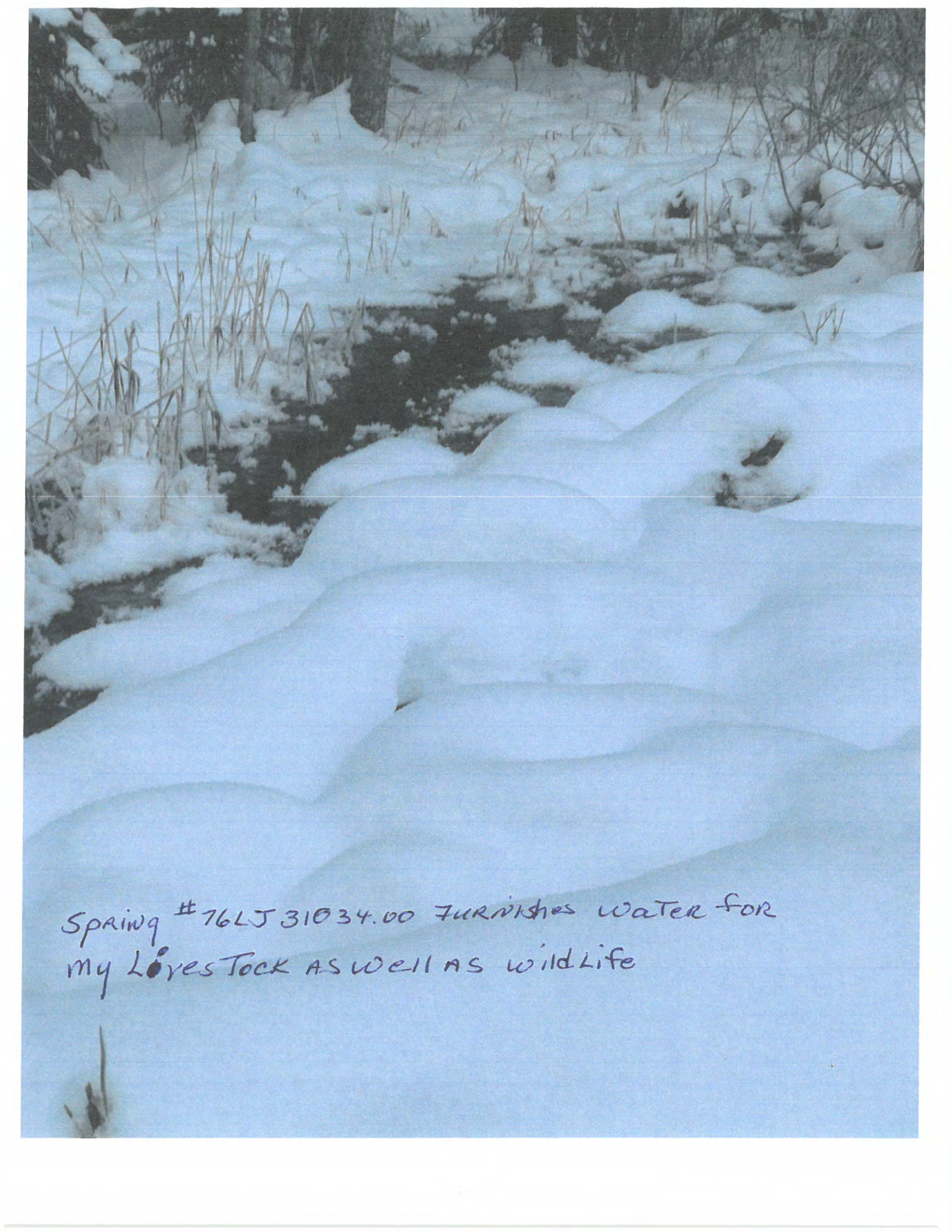
Manufacturer: **Serial #:** **Width:** 0

Model: **Length:** 0

Basement Information

Foundation: 2 - Concrete **Finished Area:** 0 **Daylight:** Y

Basement Type: 3 - Full **Quality:**



Spring # 76LJ 31034.00 furnishes water for
my Loves TOCK AS WELL AS wild life

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA - UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

CARR Melvin R
LAST NAME FIRST NAME MID. INITIAL
815 SHERMAN ROAD
STREET ADDRESS OR PO BOX
Kalispell MT 59901
CITY STATE ZIP CODE
(406) 756 7221 mrcarrmt@gmail.com
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL
STREET ADDRESS OR PO BOX
CITY STATE ZIP CODE
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

See ATTACHED Pages

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76 LJ 30022204
(One Number Per Form)

Page number in Decree: 14 2
Source: GENERAL ABSTRACT

DATED this 9 day of Nov, 2022.

Melvin R. Carr
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Melvin R. Parr, declare under penalty of perjury, that on the 9 day of NOV, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@eskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
cfile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

November 6, 2022

My objection is to: IN THE MATTER OF THE ADJUDICATION OF EXISTING AND RESERVED RIGHTS TO THE USE OF WATER, BOTH SURFACE AND UNDERGROUND, OF THE CONFEDERATED SALISH AND KOOTENAI TRIBE OF INDIANS OF THE STATE OF MONTANA

Appendix 38

Page 29

#4

Paragraph 1

As a "user" listed in paragraph one, I do NOT agree to relinquish my right to exercise the Tribal Water Right to make a Call against any water right located upstream of the Flathead Reservation in Basins 76LJ.

My fear is that overreach could happen and the volume of water I use would have a fee applied or a valve applied to my well that could stop my use of water for Domestic, lawn and garden, irrigation to water and feed my livestock. In times of drought this could be life and death to my livestock, and maybe my family. If we lost our Water Rights the value my property would decline.

Legal Property Description:

SN	TN	RN	Property Description
14	28	23	TR 4B IN SE4NE4

Please see attached documents:

Water Right Claims

Property maps

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 30022204 GROUND WATER CERTIFICATE
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: PHYLLIS S CARR
815 SHERMAN RD
KALISPELL, MT 59901
MELVIN R CARR
815 SHERMAN RD
KALISPELL, MT 59901

Priority Date: MAY 17, 2006 at 10:45 A.M.
Enforceable Priority Date: MAY 17, 2006 at 10:45 A.M.

Purpose (use): DOMESTIC
IRRIGATION
STOCK

Maximum Flow Rate: THIS RIGHT IS LIMITED TO THE ACTUAL AMOUNT USED UP TO 35 GALLONS PER MINUTE.

Maximum Volume: THIS RIGHT IS LIMITED TO THE ACTUAL AMOUNT USED UP TO 10 ACRE-FEET.

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		NWSENE	14	28N	23W	FLATHEAD

Period of Diversion: JANUARY 1 TO DECEMBER 31
Diversion Means: WELL
Survey Tract: TRACT 4B
Well Depth: 243.00 FEET
Static Water Level: 65.00 FEET
Casing Diameter: 5.00 INCHES
Flowing: NO
Well Location: 815 SHERMAN RD

Purpose (Use): DOMESTIC
Households:
Volume:
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			NWSENE	14	28N	23W	FLATHEAD

Purpose (Use): IRRIGATION
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			NWSENE	14	28N	23W	FLATHEAD

Purpose (Use): STOCK
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			NWSENE	14	28N	23W	FLATHEAD

THE PLACE OF USE IS LOCATED IN TRACT 4B.

Geocodes/Valid:

07-3964-14-1-01-10-0000 - Y



Water Right Number:
76LJ 3002204NULL

Print Map

Legend

- Diversion Count:
 - Surface water diversion.
 - Ground water diversion.
- Adjacent Diversions
 - Surface water diversion.
 - Ground water diversion.
- Place of Use Legal Land Descriptions
- Adjacent POUs
- Cadastral ?
- PLSS Detail ?

Note:

Contact DNRC if you have any questions or if the mapped information appears incorrect.

The points of diversion (PODs) and places of use (POUs) are derived from water right legal land descriptions. PODs are placed at the center of their legal land description, not at their true geographic location. POUs are drawn as polygons of the entire legal land description.



Total Forest Land	9.989	6,172.00
Total Market Land	0.000	00.00

Deed Information:

Deed Date	Book	Page	Recorded Date	Document Number	Document Type
10/15/2008			10/15/2008	<u>200800028685</u>	Grant

Owners

Party #1

Default Information: CARR MELVIN R & PHYLLIS S
815 SHERMAN RD

Ownership %: 100

Primary Owner: "Yes"

Interest Type: Fee Simple

Last Modified: 4/30/2009 11:21:35 AM

Other Names	Other Addresses
-------------	-----------------

Name	Type
------	------

Appraisals

Appraisal History

Tax Year	Land Value	Building Value	Total Value	Method
2022	8222	189500	197722	COST
2021	8222	189500	197722	COST
2020	6905	169300	176205	COST

Market Land

Market Land Info

No market land info exists for this parcel

Dwellings

Existing Dwellings

Dwelling Type	Style	Year Built
SFR	08 - Conventional	1969

Dwelling Information

Residential Type: SFR	Style: 08 - Conventional
Year Built: 1969	Roof Material: 5 - Metal
Effective Year: 1985	Roof Type: 3 - Gable
Story Height: 1.0	Attic Type: 0
Grade: 5	Exterior Walls: 1 - Frame
Class Code: 3301	Exterior Wall Finish: 6 - Wood Siding or Sheathing
Year Remodeled: 0	Degree Remodeled:

Mobile Home Details

Manufacturer:	Serial #:	Width: 0
Model:		Length: 0

Basement Information

Foundation: 2 - Concrete	Finished Area: 0	Daylight: Y
Basement Type: 3 - Full	Quality:	

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA - UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

CARR Melvin R
LAST NAME FIRST NAME MID. INITIAL
815 SHERMAN ROAD
STREET ADDRESS OR PO BOX
Kalispell, MT 59901
CITY STATE ZIP CODE
(406) 756 7221 mrcarrmt@gmail.com
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

See Attached Pages

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76LJ31034-00
(One Number Per Form)

Page number in Decree: 1 of 1
Source: GENERAL ABSTRACT

DATED this 9 day of NOV, 2022.

Melvin B. Carr
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Melvin R. Carr, declare under penalty of perjury, that on the 9 day of Nov, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

November 6, 2022

My objection is to: IN THE MATTER OF THE ADJUDICATION OF EXISTING AND RESERVED RIGHTS TO THE USE OF WATER, BOTH SURFACE AND UNDERGROUND, OF THE CONFEDERATED SALISH AND KOOTENAI TRIBE OF INDIANS OF THE STATE OF MONTANA

Appendix 38

Page 29

#4

Paragraph 1

As a "user" listed in paragraph one, I do NOT agree to relinquish my right to exercise the Tribal Water Right to make a Call against any water right located upstream of the Flathead Reservation in Basins 76LJ.

My fear is that overreach could happen and the volume of water I use would have a fee applied or a valve applied to my well that could stop my use of water for Domestic, lawn and garden, irrigation to water and feed my livestock. In times of drought this could be life and death to my livestock, and maybe my family. If we lost our Water Rights the value my property would decline.

Legal Property Description:

SN	TN	RN	Property Description
14	28	23	TR 4B IN SE4NE4

Please see attached documents:

Water Right Claims

Property maps

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 31034-00 GROUND WATER CERTIFICATE

Version: 1 -- ORIGINAL RIGHT

Status: ACTIVE

Owners: MELVIN R CARR
815 SHERMAN RD
KALISPELL, MT 59901

PHYLLIS S CARR
815 SHERMAN RD
KALISPELL, MT 59901

Priority Date: DECEMBER 18, 1980 at 04:11 P.M.

Purpose (use): DOMESTIC
IRRIGATION
STOCK

Maximum Flow Rate: 25.00 GPM

Maximum Volume: 11.92 AC-FT

Maximum Acres: 15.00

Source:

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		NWSENE	14	28N	23W	FLATHEAD

Diversion Means: DEVELOPED SPRING

Period of Diversion: JANUARY 1 to DECEMBER 31

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		NWSENE	14	28N	23W	FLATHEAD	

Purpose (Use): IRRIGATION

Volume: 10.20 AC-FT

Period of Use: MAY 15 to SEPTEMBER 1

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	15.00	SENE	14	28N	23W	FLATHEAD	
Total:	15.00						

Purpose (Use): STOCK

Volume: 0.22 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		SENE	14	28N	23W	FLATHEAD	



Water Right Number:
76LJ 31034 00NULL

Print Map

Legend

- Diversion Count:
 - Surface water diversion.
 - Ground water diversion.
- Adjacent Diversions
 - Surface water diversion.
 - Ground water diversion.
- Place of Use Legal Land Descriptions
- Adjacent POUs
- Cadastral ?
- PLSS Detail ?

Note:

Contact DNRC if you have any questions or if the mapped information appears incorrect.

The points of diversion (PODs) and places of use (POUs) are derived from water right legal land descriptions. PODs are placed at the center of their legal land description, not at their true geographic location. POUs are drawn as polygons of the entire legal land description.

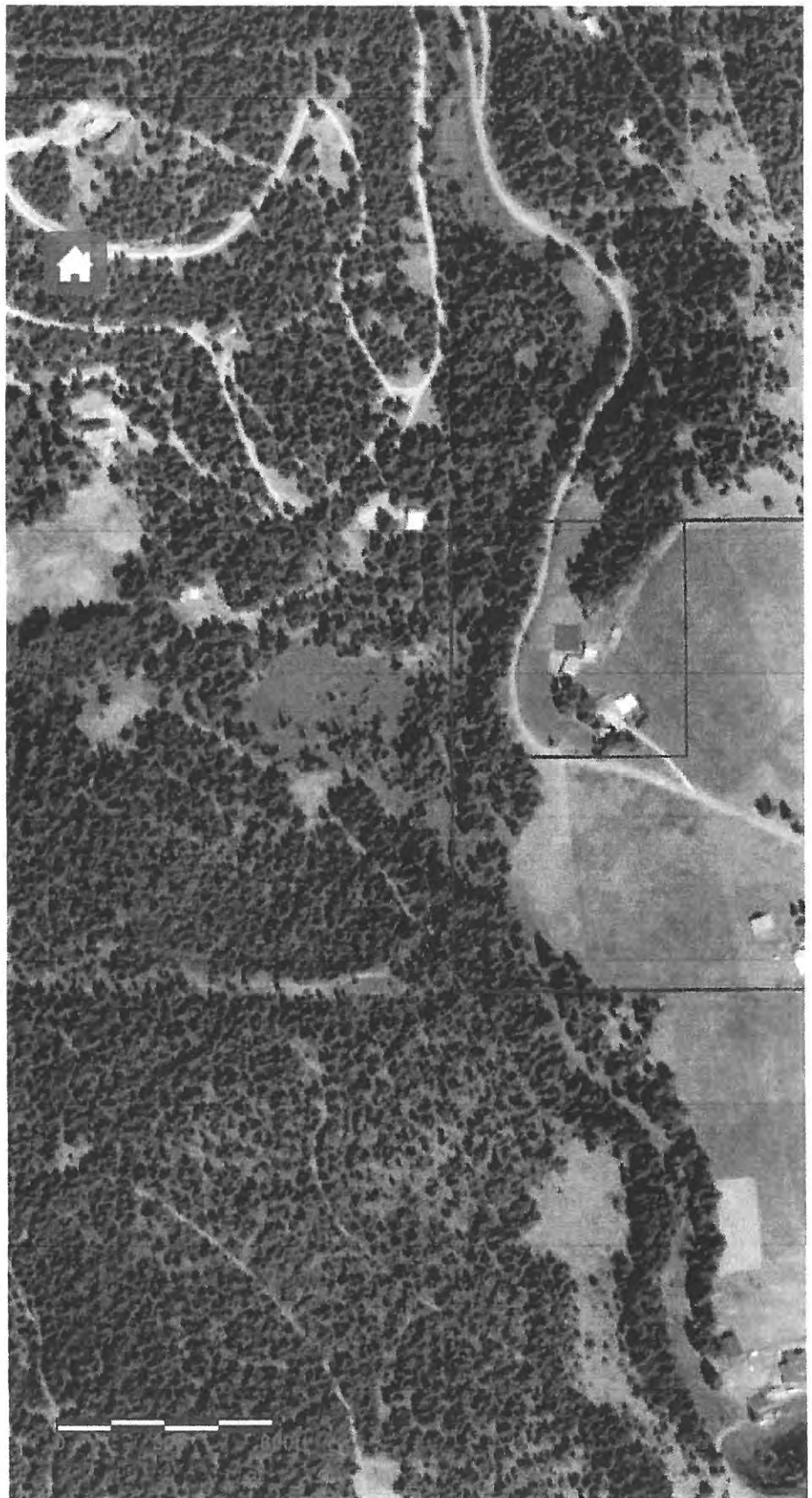
Reference

TOPO Map

NHD Map

Air Photo

View Legend



Property Record Card

Summary

Primary Information

Property Category: RP **Subcategory:** Agricultural and Timber Properties
Geocode: 07-3964-14-1-01-10-0000 **Assessment Code:** 0000422250
Primary Owner: **PropertyAddress:** 815 SHERMAN RD
CARR MELVIN R & PHYLLIS S KALISPELL, MT 59901
815 SHERMAN RD **COS Parcel:**
KALISPELL, MT 59901-8130

NOTE: See the Owner tab for all owner information

Certificate of Survey:

Subdivision:

Legal Description:

S14, T28 N, R23 W, ACRES 27.14, COS 18508 TR 4B IN SE4NE4 (SELL W/TR 5A IN SEC 13) ASSR#0000422250

Last Modified: 7/14/2022 4:23:18 AM

General Property Information

Neighborhood: 207.750.0 **Property Type:** FARM_R - Farmstead - Rural
Living Units: 1 **Levy District:** 07-032403-89 - AZ
Zoning: **Ownership %:** 100
Linked Property:

Linked Property	Link Type	View
07-3964-13-2-01-40-0000	7 - Combination	View

Exemptions:

No exemptions exist for this property

Condo Ownership:

General: 0 **Limited:** 0

Property Factors

Topography: **Fronting:**
Utilities: **Parking Type:**
Access: **Parking Quantity:**
Location: **Parking Proximity:**

Land Summary

<u>Land Type</u>	<u>Acres</u>	<u>Value</u>
Grazing	16.151	184.00
Fallow	0.000	00.00
Irrigated	0.000	00.00
Continuous Crop	0.000	00.00
Wild Hay	0.000	00.00
Farmsite	1.000	1,866.00
ROW	0.000	00.00
NonQual Land	0.000	00.00
Total Ag Land	17.151	2,050.00

Total Forest Land	9.989	6,172.00
Total Market Land	0.000	00.00

Deed Information:

Deed Date	Book	Page	Recorded Date	Document Number	Document Type
10/15/2008			10/15/2008	200800028685	Grant

Owners

Party #1

Default Information: CARR MELVIN R & PHYLLIS S
815 SHERMAN RD

Ownership %: 100
Primary Owner: "Yes"
Interest Type: Fee Simple
Last Modified: 4/30/2009 11:21:35 AM

Other Names

Other Addresses

Name

Type

Appraisals

Appraisal History

Tax Year	Land Value	Building Value	Total Value	Method
2022	8222	189500	197722	COST
2021	8222	189500	197722	COST
2020	6905	169300	176205	COST

Market Land

Market Land Info

No market land info exists for this parcel

Dwellings

Existing Dwellings

Dwelling Type	Style	Year Built
SFR	08 - Conventional	1969

Dwelling Information

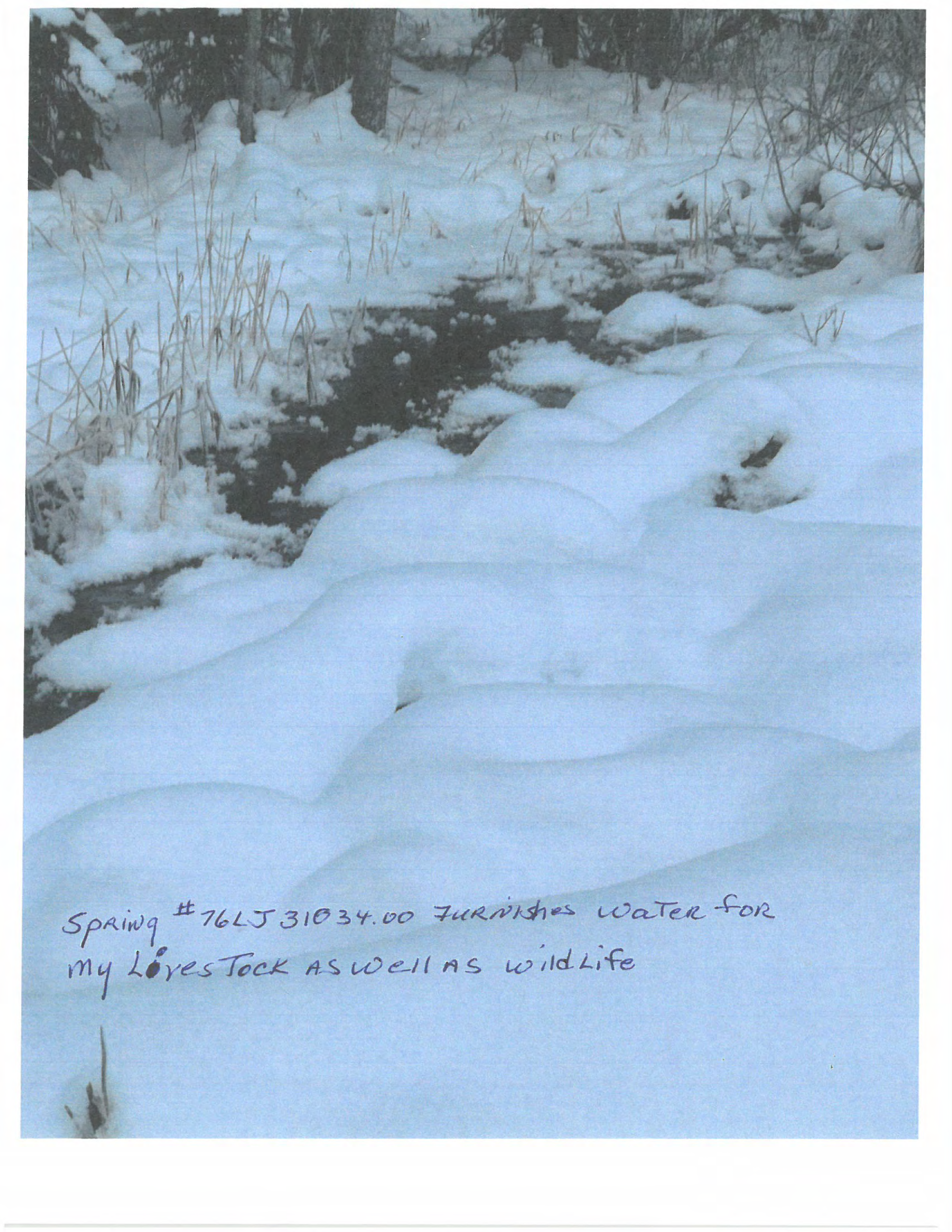
Residential Type: SFR **Style:** 08 - Conventional
Year Built: 1969 **Roof Material:** 5 - Metal
Effective Year: 1985 **Roof Type:** 3 - Gable
Story Height: 1.0 **Attic Type:** 0
Grade: 5 **Exterior Walls:** 1 - Frame
Class Code: 3301 **Exterior Wall Finish:** 6 - Wood Siding or Sheathing
Year Remodeled: 0 **Degree Remodeled:**

Mobile Home Details

Manufacturer: **Serial #:** **Width:** 0
Model: **Length:** 0

Basement Information

Foundation: 2 - Concrete **Finished Area:** 0 **Daylight:** Y
Basement Type: 3 - Full **Quality:**



Spring # 76LJ 31034.00 furnishes water for
my Loves Tock AS WELL AS wild Life

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA - UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Senner Melissa A
LAST NAME FIRST NAME MID. INITIAL
740 Sherman Rd
STREET ADDRESS OR PO BOX
Kalispell MT 59901
CITY STATE ZIP CODE
(406) 756-7388 msennermt@gmail.com
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL
STREET ADDRESS OR PO BOX
CITY STATE ZIP CODE
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

Please see attached pages

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 762J 31674 00
(One Number Per Form)

Page number in Decree: 1
Source: Ownership Update

DATED this 6th day of November, 2022.

Melissa A Senner
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Melissa A Senner, declare under penalty of perjury, that on the 9th day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

November 6, 2022

My objection is to: IN THE MATTER OF THE ADJUDICATION OF EXISTING AND RESERVED RIGHTS TO THE USE OF WATER, BOTH SURFACE AND UNDERGROUND, OF THE CONFEDERATED SALISH. AND KOOTENAI TRIBE OF INDIANS OF THE STATE OF MONTANA

Appendix 38

Page 29

#4

Paragraph 1

As a "user" listed in paragraph one, I do NOT agree to relinquish my right to exercise the Tribal Water Right to make a Call against any water right located upstream of the Flathead Reservation in Basins 76LJ.

My fear is that overreach could happen and the volume of water I use would have a fee applied or a valve applied to my well that could stop my use of water for Domestic, lawn and garden, irrigation to water and feed my livestock. In times of drought this could be life and death to my livestock, and maybe my family. If we lost our Water Rights the value my property would decline.

Legal Property Description:

SN	TN	RN	Property Description
14	28	23	TR 4BA IN SE4NE4

Please see attached documents:

Water Right Claims

Property maps

STATE OF MONTANA
DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

1424 9TH AVENUE P.O.BOX 201601 HELENA, MONTANA 59620-1601

ACKNOWLEDGEMENT OF WATER RIGHT OWNERSHIP UPDATE

WE HAVE RECEIVED A WATER RIGHT OWNERSHIP UPDATE IN WHICH YOU WERE NAMED AS A PARTY. THE RECORDS MAINTAINED BY THE WATER RIGHTS BUREAU HAVE BEEN CHANGED TO REFLECT THE NEW OWNERSHIP ACCORDING TO THE WATER RIGHT OWNERSHIP UPDATE. THE ABSTRACT BELOW SHOWS THE CURRENT WATER RIGHT INFORMATION. BOTH BUYER AND SELLER HAVE BEEN SENT THIS ACKNOWLEDGEMENT. IF YOU HAVE FURTHER QUESTIONS, PLEASE CONTACT YOUR LOCAL WATER RESOURCES REGIONAL OFFICE.

KALISPELL REGIONAL OFFICE 406-752-3267

Water Right Number: 76LJ 31674 00 GROUND WATER CERTIFICATE
Version: 1 -- ORIGINAL RIGHT
Version Status: ACTIVE

Owners: MELISSA SENNER
740 SHERMAN RD
KALISPELL, MT 59901

Priority Date: AUGUST 28, 1980 at 10:00 A.M.
Enforceable Priority Date: AUGUST 28, 1980 at 10:00 A.M.

Purpose (use): IRRIGATION
STOCK
DOMESTIC

Maximum Flow Rate: 30.00 GPM
Maximum Volume: 11.80 AC-FT
Maximum Acres: 10.00

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		SESENE	14	28N	23W	FLATHEAD

Period of Diversion: JUNE 1 TO SEPTEMBER 30

Diversion Means: WELL

Well Depth: 82.00 FEET

Static Water Level: 50.00 FEET

Casing Diameter: 6.62 INCHES

Purpose (Use): IRRIGATION

Volume: 10.00 AC-FT

Period of Use: JUNE 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	10.00		SESENE	14	28N	23W	FLATHEAD
Total:	10.00						

Purpose (Use): STOCK
Volume: 0.30 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			SESENE	14	28N	23W	FLATHEAD

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			SESENE	14	28N	23W	FLATHEAD

Remarks:

OWNERSHIP UPDATE RECEIVED

OWNERSHIP UPDATE ID # 18189 RECEIVED 12/08/2004.

OWNERSHIP UPDATE ID # 64184 RECEIVED 11/24/2008.

Total Forest Land 0.000 00.00
 Total Market Land 1.000 54,300.00

Deed Information:

Recorded Date	Document Number	Document Type
10/15/2008	200800028684	Grant

Owners

Party #1

Default Information: SENNER, MELISSA A
 740 SHERMAN RD
Ownership %: 100
Primary Owner: "Yes"
Interest Type: Fee Simple
Last Modified: 4/30/2009 11:34:05 AM

Name **Type**

Appraisals

Appraisal History

Year	Value	Value	Value	Category
2022	54822	321630	376452	COST
2021	54822	321630	376452	COST
2020	32386	282370	314756	COST

Market Land

Market Land Item #1

Method: Acre **Type:** 1 Ac. beneath Improvements (for dwlg on NQ Ag Land)
Width: **Depth:**
Square Feet: 00 **Acres:** 1

Class Code: 2002 **Value:** 54300

Dwellings

Existing Dwellings

Residential Type	Style	Year Built
SFR	08 - Conventional	2008

Dwelling Information

Residential Type: SFR **Style:** 08 - Conventional
Year Built: 2008 **Roof Material:** 5 - Metal
Effective Year: 0 **Roof Type:** 3 - Gable
Story Height: 2.0 **Attic Type:** 0
Grade: 5 **Exterior Walls:** 1 - Frame
Class Code: 3110 **Exterior Wall Finish:** 3 - Masonite
Year Remodeled: 0 **Degree Remodeled:**

Mobile Home Details

Property Record Card

Summary

Primary Information

Property Category: RP

Subcategory: Non-Qualified Ag

Geocode: 07-3964-14-1-01-01-0000

Assessment Code: 0000013407

Primary Owner:

PropertyAddress: 740 SHERMAN RD

SENNER, MELISSA A

KALISPELL, MT 59901

740 SHERMAN RD

COS Parcel:

KALISPELL, MT 59901-7202

NOTE: See the Owner tab for all owner information

Certificate of Survey:

Subdivision:

Legal Description:

S14, T28 N, R23 W, ACRES 9.43, COS 18508 TR 4BA IN SE4NE4 (SELL W/5AA IN SEC 13)
ASSR# 0000013407

Last Modified: 7/14/2022 4:23:18 AM

General Property Information

Neighborhood: 207.750.0

Property Type: IMP_R - Improved Property - Rural

Living Units: 1

Levy District: 07-032403-89 - AZ

Zoning:

Ownership %: 100

Linked Property:

07-3964-13-2-01-50-0000	7 - Combination	View
-------------------------	-----------------	----------------------

Exemptions:

No exemptions exist for this property

Condo Ownership:

General: 0

Limited: 0

Property Factors

Topography:

Fronting:

Utilities:

Parking Type:

Access:

Parking Quantity:

Location:

Parking Proximity:

Land Summary

<u>Land Type</u>	<u>Acres</u>	<u>Value</u>
Grazing	0.000	00.00
Fallow	0.000	00.00
Irrigated	0.000	00.00
Continuous Crop	0.000	00.00
Wild Hay	0.000	00.00
Farmsite	0.000	00.00
ROW	0.000	00.00
NonQual Land	9.430	522.00
Total Ag Land	9.430	522.00



Water Right Number:
76LJ 31674 00NULL

Print Map

Legend

- Diversion Count:
 - Surface water diversion.
 - Ground water diversion.
- Adjacent Diversions
 - Surface water diversion.
 - Ground water diversion.
- Place of Use Legal Land Descriptions
- Adjacent POUs
- Cadastral ?
- PLSS Detail ?

Note:
Contact DNRC if you have any questions or if the mapped information appears incorrect.

The points of diversion (PODs) and places of use (POUs) are derived from water right legal land descriptions. PODs are placed at the center of their legal land description, not at their true geographic location. POUs are drawn as polygons of the entire legal land description.



IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT

Montana Water Court

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Ralston Cheryl R.
LAST NAME FIRST NAME MID. INITIAL
7385 Solvia Court
STREET ADDRESS OR PO BOX
Arvada CO 8007
CITY STATE ZIP CODE
(303) 517-0144 ralston.cheri@gmail.com
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL
STREET ADDRESS OR PO BOX
CITY STATE ZIP CODE
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

We are part owners of a domestic well shared with James R. Burton
we object to any diversion or take over of our well water!
Original Certificate of Water Right # 64132-676LJ
Connelly way Lots A+B

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: 76LJ-C-064132-00
(One Number Per Form)

Page number in Decree: _____
Source: _____

DATED this 2 day of November, 2022.

Cheryl R. Ralston
SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Meryl R. Ralston, declare under penalty of perjury, that on the 8 day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov

Meryl R. Ralston
SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

WC-0001-C-2021

November 14, 2022

Montana Water Court

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

GRIFFITH JACK E
LAST NAME FIRST NAME MID. INITIAL
22 LETTERMAN LANE
STREET ADDRESS OR PO BOX
PLAINS MT 59859
CITY STATE ZIP CODE
(406)830-6211 VEGHATER@OUTLOOK.COM
PHONE NUMBER E-MAIL

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL
STREET ADDRESS OR PO BOX
CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

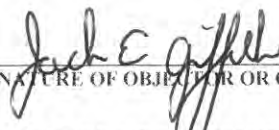
SEE ATTACHED

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: _____
(One Number Per Form)

Page number in Decree: _____
Source: _____

DATED this 10 day of OCTOBER, 2022.


SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

JACK E GRIFFITH
22 LETTERMAN LANE
PLAINS, MT 59859

**IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT
CASE NO. WC-0001-C-2021
NOTICE OF OBJECTION AND REQUEST FOR HEARING**

3. STATE THE SPECIFIC PARTS(S) OF THE PRELIMINARY DECREE OBJECTED TO. IDENTIFY THE SPECIFIC GROUND(S) AND EVIDENCE ON WHICH THE OBJECTION(S) ARE BASED.

The 2019 Montana Water Rights Protection Act states that there are undisclosed water rights that are not mentioned (See page 1).

The 2019 Montana Water Rights Protection Act states that it controls The Water Compact where there is a conflict (See page 14, line 10, section 4 "CONFLICT") How do they conflict? No one knows.

How does the 2019 Montana Water Rights Protection Act modify the Compact? These are unknown.

How can I object if the damage to me is unknowable? My water rights may be detrimentally affected.

What are the waivers and releases? They are not stated.

The 2019 Montana Water Rights Protection Act changes the law of administration. The tribe shall retain all control affecting the quality of water but we in Sanders County are downstream from water quality decision making made upstream. What are the stream flow claims?

I object based on Montana Constitution, article 9, the Federal government did not ratify the Compact, so there is a question about all the tribal water rights claims that have been filed. These are not settled and the cost is not known. I understand that about 14,000 water rights claims have been filed by CSKT.

I live in Sanders County, outside the reservation, and I own my water rights. According to the 1855 Hellgate Treaty, owners have rights to waterways. This conflicts with The 2019 Montana Water Rights Protection Act. The act makes my water rights subordinate to some fictional CSKT water rights. This gives CSKT the right to diminish my water flow in, for example, in a quality control event.

In 1968 The CSKT filed damage to resources report and there is no mention of volumes or a settlement. Doesn't this fly in the face of Montana's Article 9? (See page 1 of The 2019 Montana Water Rights Protection Act article 1, section 3, number 9) How can it be a "final settlement"?

My water rights would be materially damaged by the Compact. (Shively v. Bowlby, 152 U.S. 1, 13-15 Common law waters of non-navigable (fresh water) stream belong to the owners of the riparian lands.)

Jack E Griffith

10-10-22

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, JACK E GRIFFITH, declare under penalty of perjury, that on the 10 day of OCTOBER, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@eskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES
MONTANA – UNITED STATES COMPACT

ELECTRONICALLY FILED

WC-0001-C-2021

November 14, 2022

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING Montana Water Court

1. Objector's Name, Address, and Phone Number:

SIEG	DENISE	L
LAST NAME	FIRST NAME	MID. INITIAL
PO BOX 1022		
STREET ADDRESS OR PO BOX		
CARLSBORG	WA	98324
CITY	STATE	ZIP CODE
360-681-7875	BOOKWORMDENISE@GMAIL.COM	
PHONE NUMBER	E-MAIL	

2. Objector's Attorney Name, Address, and Phone Number:

LAST NAME	FIRST NAME	MID. INITIAL
STREET ADDRESS OR PO BOX		
CITY	STATE	ZIP CODE
PHONE NUMBER	E-MAIL	

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. *(Use additional paper if necessary)*

The Flathead Compact Tribal Water Right Summary states in paragraph 2 on page 1 that the "Compact quantifies the Tribal Water Right in the following basins." This list includes Basin N76 which is the Clark Fork River below the Flathead River, and its tributaries. This action constitutes excessive overreach and constitutional issues due to the fact that the Winter's Doctrine (Winters V. United States (206 U.S. 564 [1908] specifies that a federal reserved water right is for an appropriate amount of water limited to and for the reservation. The attempt to assume water rights on non-reservation lands is clearly overreach. The attempt to obtain water rights using the reasoning that at some point in history (aboriginal territory), the tribe may have dwelt on other lands outside the reservation in Western Montana is unreasonable and unfair to the non-tribal citizens of the State. The State of Montana must protect the rights of all its current and future citizens by securing their water rights against encroachment by the tribes outside of reservation boundaries. We paid for our private well outside of Plains, Montana, and have a Certificate of Water right showing we have the Original Right. At no point during the purchase of our property and escrow process was anything disclosed about the potential impact of the CSKT Water Compact nor notice of its existence.


We respectfully request that this compact and its legal and constitutional issues be carefully reviewed and resolved.

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: _____
(One Number Per Form)

Page number in Decree: _____
Source: _____

DATED this 10th day of November, 2022


SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Denise L. Siog, declare under penalty of perjury, that on the 10th day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cstkt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

November 14, 2022

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES Montana Water Court
MONTANA – UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Hunt Wesley J
LAST NAME FIRST NAME MID. INITIAL
395 View DR
STREET ADDRESS OR PO BOX
Bigfork MT 59911
CITY STATE ZIP CODE
(912) 222-4025 belinda.hunt
PHONE NUMBER E-MAIL @verizon.net

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

I am objecting due to concerns that this compact will affect my ability to use my current water rights and that it may create additional costs in the future, my water right # is 76K 3007193

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: Way 70th
(One Number Per Form)

Page number in Decree: _____
Source: _____

DATED this 10 day of November, 2022.

SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Wesley J Hunt, declare under penalty of perjury, that on the 10 day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cskt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**

November 14, 2022

IN THE WATER COURT OF THE STATE OF MONTANA
CONFEDERATED SALISH AND KOOTENAI TRIBES Montana Water Court
MONTANA – UNITED STATES COMPACT

CASE NO. WC-0001-C-2021

NOTICE OF OBJECTION AND REQUEST FOR HEARING

1. Objector's Name, Address, and Phone Number:

Hunt Wesley J
LAST NAME FIRST NAME MID. INITIAL
395 View DR
STREET ADDRESS OR PO BOX
Bigfork MT 59911
CITY STATE ZIP CODE
(912) 222-4025 belinda.hunt@
PHONE NUMBER E-MAIL Verizon.net

2. Objector's Attorney name, address, and phone number:

LAST NAME FIRST NAME MID. INITIAL

STREET ADDRESS OR PO BOX

CITY STATE ZIP CODE
()
PHONE NUMBER E-MAIL

3. State the specific part(s) of the Preliminary Decree objected to. Identify the specific ground(s) and evidence on which the objection(s) are based. (Use additional paper if necessary)

I am objecting due to concerns that this compact will effect my ability to use my current water rights and that it may create additional cost to me in the future. My water right # is 76LJ 30071094

4. If you are objecting to a specific water right number, identify the water right number, decree page number, and the water source. If you are objecting to more than one water right number, use a separate form for each water right number.

Water Right #: Wesley J Hunt
(One Number Per Form)

Page number in Decree: _____
Source: _____

DATED this 10 day of November, 2022.

SIGNATURE OF OBJECTOR OR OBJECTOR'S ATTORNEY

(TURN FORM OVER AND COMPLETE OTHER SIDE)

YOU MUST MAIL OR EMAIL A COPY OF THIS OBJECTION TO THE FOLLOWING ATTORNEYS REPRESENTING THE U.S. DEPARTMENT OF JUSTICE, THE STATE OF MONTANA, AND THE CONFEDERATED SALISH AND KOOTENAI TRIBES. COMPLETION OF THE CERTIFICATE OF MAILING, FOUND BELOW, REPRESENTS TO THE COURT THAT YOU HAVE MAILED A COPY OF THIS OBJECTION TO THESE ATTORNEYS.

CERTIFICATE OF MAILING

I, Wesley J Hunt, declare under penalty of perjury, that on the 10 day of November, 2022, I mailed a copy of this Objection postage prepaid, addressed to the following attorneys for the Federal, State, and Tribal Agencies:

Daniel J. Decker
Confederated Salish & Kootenai
Tribes
Tribal Legal Department
PO Box 278
Pablo, MT 59855
objections@cslt.org

David W. Harder
U.S. Department of Justice
Indian Resources Section
Environment & Natural
Resources Div.
999 18th St.
South Terrace, Suite 370
Denver, Colorado 80202
efile_denver.enrd@usdoj.gov

Molly M. Kelly
Montana Department of
Natural Resources and
Conservation
1539 Eleventh Avenue
PO Box 201601
Helena, MT 59601
Jean.Saye@mt.gov


SIGNATURE FOR CERTIFICATE OF MAILING

**Please send this completed original to: Montana Water Court
PO Box 1389
Bozeman, MT 59771-1389**

or E-mail: watercourt@mt.gov

Questions? Call the Montana Water Court at 1-800-624-3270 or (406) 586-4364.

**OBJECTIONS MUST BE RECEIVED AT THE WATER COURT
BY DECEMBER 6, 2022.**