

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:** 76L 94412-00 STATEMENT OF CLAIM  
**Version:** 1 -- ORIGINAL RIGHT

**Version Status:** ACTIVE

**Owners:** CONFEDERATED SALISH & KOOTENAI TRIBES  
PO BOX 278  
PABLO, MT 59855-0278

**Priority Date:** DECEMBER 2, 1960

**Enforceable Priority Date:** DECEMBER 2, 1960

**Type of Historical Right:** FILED

**Purpose (use):** POWER GENERATION

**Maximum Flow Rate:** 35,000.00 CFS

**Maximum Volume:** ##### AC-FT

**Source Name:** FLATHEAD RIVER

**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		SESE	1	21N	22W	LAKE

**Period of Diversion:** JANUARY 1 TO DECEMBER 31

**Diversion Means:** DAM

**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			SESE	1	21N	22W	LAKE

**Remarks:**

STARTING IN 2008, PERIOD OF DIVERSION WAS ADDED TO MOST CLAIM ABSTRACTS, INCLUDING THIS ONE.

THIS WATER RIGHT IS LOCATED, IN WHOLE OR IN PART, WITHIN THE BOUNDARY OF THE FLATHEAD INDIAN RESERVATION.

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE 608 # 7793 RECEIVED 11/21/2002.

OWNERSHIP UPDATE TYPE 643 # 70427 RECEIVED 03/12/2010.

THE CLAIMED FLOW RATE CANNOT BE CONFIRMED DUE TO A LACK OF DATA.

USDA AERIAL PHOTOGRAPH NO. 979-173 , DATED 09/23/1979 , SHOWS NO EVIDENCE OF A HYDROELECTRIC PROJECT AT THE CLAIMED PLACE OF USE.

THE CLAIMED POINT OF DIVERSION IS IN QUESTION. THE LOCATION OF THE DAM CANNOT BE IDENTIFIED FROM AVAILABLE DATA.

THE PRIORITY DATE MAY BE QUESTIONABLE. IT APPEARS THAT THE BUFFALO RAPIDS #2 HYDROELECTRIC PROJECT WAS NEVER CONSTRUCTED.

IT APPEARS THIS WATER RIGHT MAY NOT HAVE BEEN PERFECTED. ACCORDING TO INFORMATION IN THE CLAIM FILE, THERE APPEARS TO BE NO APPROPRIATION OF WATER. ALL ELEMENTS OF THIS CLAIM MAY BE QUESTIONABLE. SEE CLAIM FILE FOR ADDITIONAL INFORMATION.

WATER IS NOT DIVERTED FROM THE SOURCE CLAIMED. IT APPEARS THAT NO HISTORICAL APPROPRIATION HAS OCCURRED FROM THE CLAIMED SOURCE.

THE CLAIMED VOLUME CANNOT BE CONFIRMED DUE TO LACK OF DATA.