

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 72498-00 PROVISIONAL PERMIT  
**Version:** 1 -- ORIGINAL RIGHT  
**Version Status:** ACTIVE

**Owners:** CROSS FAMILY PARTNERSHIP  
685 MT HWY 382  
PLAINS, MT 59859

**Priority Date:** AUGUST 25, 1989 at 01:51 P.M.  
**Enforceable Priority Date:** AUGUST 25, 1989 at 01:51 P.M.

**Purpose (use):** IRRIGATION  
**Maximum Flow Rate:** 420.00 GPM  
**Maximum Volume:** 124.00 AC-FT  
**Maximum Acres:** 80.00

**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		NWSWSE	14	20N	24W	SANDERS

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

**Purpose (Use):** IRRIGATION  
**Irrigation Type:** SPRINKLER  
**Volume:** 124.00 AC-FT  
**Period of Use:** APRIL 15 to OCTOBER 15

**Place of Use:**

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	80.00		S2SE	14	20N	24W	SANDERS
<b>Total:</b>	80.00						

**Geocodes/Valid:** 35-2981-14-4-01-01-0000 - Y

**Remarks:**

THE WATER RIGHTS FOLLOWING THIS STATEMENT ARE ASSOCIATED WHICH MEANS THE RIGHTS SHARE THE SAME PLACE OF USE.

13-00          72497-00          72498-00

**Remarks:**

**ASSOCIATED RIGHT**

THIS PERMIT IS SUPPLEMENTAL TO WATER RIGHT NOS. P000013-G76L AND C072497-G76L. WHEN COMBINED TO IRRIGATE OVERLAPPING AREAS, THE COMBINED APPROPRIATION SHALL NOT EXCEED 450 GALLONS PER MINUTE UP TO 240 ACRE-FEET PER ANNUM. EACH WATER RIGHT IS LIMITED TO THE FLOW RATE, VOLUME, POINT OF DIVERSION, PLACE OF USE, AND BENEFICIAL USE OF THAT INDIVIDUAL RIGHT. THIS IS A MANIFOLD SYSTEM.

**FINAL ORDER**

THIS WATER RIGHT IS SUBJECT TO THE FINAL ORDER OF THE DEPARTMENT.

**CONFEDERATED SALISH AND KOOTENAI TRIBES - RESERVED WATER RIGHTS**

THIS RIGHT IS SUBJECT TO ALL PRIOR INDIAN RESERVED WATER RIGHTS OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES IN THE SOURCE OF SUPPLY. IT IS THE TRIBE'S POSITION THAT ECONOMIC INVESTMENTS MADE IN RELIANCE UPON THIS RIGHT, DO NOT CREATE IN THE APPROPRIATOR ANY EQUITY OF VESTED RIGHT AGAINST THE TRIBES. THE APPROPRIATOR IS HEREBY NOTIFIED THAT ANY FINANCIAL OUTLAY OR WORK INVESTED IN A PROJECT PURSUANT TO THIS RIGHT IS AT THE APPROPRIATOR'S RISK. THE ISSUANCE OF THIS RIGHT DOES NOT REDUCE THE APPROPRIATOR'S LIABILITY FOR DAMAGE CAUSED BY THE EXERCISE OF THE RIGHT. IT DOES NOT MAKE THE DEPARTMENT LIABLE FOR DAMAGE CAUSED BY THE EXERCISE OF THE RIGHT. NOR IS THE DEPARTMENT LIABLE FOR ANY LOSS TO THE APPROPRIATOR CAUSED BY THE EXERCISE OF SENIOR RESERVED WATER RIGHTS. THE STATE OF MONTANA'S JURISDICTION TO ISSUE WATER RIGHTS WITHIN THE EXTERIOR BOUNDARIES OF THE FLATHEAD RESERVATION HAS BEEN CHALLENGED BY THE CONFEDERATED SALISH AND KOOTENAI TRIBES IN CAUSE NO. CV-92-54-M-CCL (UNITED STATES DISTRICT COURT, DISTRICT OF MONTANA, MISSOULA DIVISION - FILED MAY 15, 1992) WHICH CASE IS CURRENTLY PENDING. ANY WATER RIGHT ISSUED BY THE STATE IN THE ABSENCE OF JURISDICTION TO ISSUE THE WATER RIGHT IS VOID.

**WATER MEASUREMENT INFORMATION (OLD)**

THE APPROPRIATOR SHALL KEEP A WRITTEN RECORD OF THE FLOW RATE AND VOLUME OF ALL WATERS DIVERTED, INCLUDING THE PERIOD OF TIME, AND SHALL SUBMIT SAID RECORDS BY NOVEMBER 30 OF EACH YEAR TO THE WATER RESOURCES REGIONAL OFFICE LISTED BELOW.  
KALISPELL, MT PH: 406-752-2288 FAX: 406-752-2842

**OBJECTION INFORMATION**

13-189

**OWNERSHIP UPDATE RECEIVED**

OWNERSHIP UPDATE TYPE DOR # 78355 RECEIVED 11/09/2008.