

APPENDIX 4

Tribal share of the natural flow of the Milk River at Harlem.

The parties will maintain daily flow calculations of the US share of the Milk River at the eastern crossing of the Milk River (USGS gage #06135000) per International Joint Commission methodology.

The calculated US share of the Milk River at Harlem will be the calculated US share of the Milk River at the eastern (lagged two days) crossing plus the sum of the gaged flows of Big Sandy Creek (USGS gage #06139500), Clear Creek (USGS gage #06142400), Battle Creek (USGS gage #0651500) times 2.

This method of calculating the Tribal share of the Milk River at Harlem can be changed upon the agreement of the parties.