FLATHEAD RESERVATION
APPLICATION FOR APPROVAL TO
CONSTRUCT A DOMESTIC ALLOWANCE

Section 2-2-117 of the CSKT-MT Compact Unitary Administration and Management Ordinance (Ordinance), §85-20-1902, MCA, prescribes the process for applying for Domestic Allowances under the authority of the Flathead Reservation Water Management Board on the Flathead Indian Reservation.

Use this form to apply for a new use of groundwater for domestic purposes that fits one of the categories below.

Check all appropriate boxes and fill in each blank. If more space is needed, attach properly labeled additional information. To avoid processing delays, submit all required information.

FILING FEE: $125.00
Checks payable to the FRWMB

Attention!
Before drilling a well or developing a spring, an appropriator must file this form and receive approval to develop a Domestic Allowance.

After drilling a well or developing a spring, an appropriator must file a Domestic Allowance Completion Form (Form 60DF-Part B, Completion) within one year of approval to construct a well or develop a spring.

PROPOSED DEVELOPMENT\(^1\) (Select one only)

☑ Individual Domestic Allowance § 2-2-117 (4): a single well or developed spring for 1 household with a flow rate up to 35 gallons per minute and a volume of up to 2.4 acre-feet per year with no more than 0.7 acres of lawn & garden.

☐ Shared Domestic Allowance § 2-2-117 (5): a single well or developed spring for 2 or 3 households with a flow rate of up to 35 gallons per minute and a volume of up to 2.4 acre-feet per year with no more than 0.75 acres of lawn & garden for two homes or businesses and no more than 0.75 acres for three. You must attach a copy of the shared well agreement.

Development Domestic Allowances - not accepted during interim period, file with the Office of the Engineer

Development Domestic Allowance § 2-2-117 (6): one or more wells and/or developed springs, not to exceed one per home or business for a development with a flow rate of up to 35 gallons per minute and a volume of up to 10 acre-feet per year with no more than 0.25 acres of lawn & garden per home or business. You must attach a copy of the shared well agreement, a description of the measuring device to be used for annual reporting requirements, and a copy of the development plan, plat, or equivalent as required by the county.

If you did not mark one of the boxes above, you cannot use this form. See the Unitary Administration and Management Ordinance, § 2-2-117, for complete details on domestic allowances.

\(^{1}\) Please note: all ground water wells and developed springs must comply with the Montana Groundwater Diversion Standards adopted in section 1-1-111 of the Ordinance. See them printed at the end of this form.
STARTING JULY 1, 2022, THOSE WHO DRILLED A WELL OR DEVELOPED A SPRING BETWEEN SEPTEMBER 17, 2021 AND JUNE 1, 2022, MAY FILE THIS FORM FOR ONE OF THE TWO DOMESTIC ALLOWANCES ALLOWED ON THIS APPLICATION FORM. APPLICATIONS FOR A DOMESTIC ALLOWANCE FOR A WELL THAT WAS DRILLED BETWEEN SEPTEMBER 17, 2021 AND JUNE 1, 2022 WILL NOT BE ACCEPTED UNTIL JULY 1, 2022.

☐ Check this box if you already drilled a well or developed a spring for the Domestic Allowance being filed for on this application form. If you check this box, fill in 'proposed' sections of this form with information about the well or developed spring that was already constructed. Additionally, if you already constructed the well or developed spring, please provide the following information:

Date well or developed spring was constructed: ________________

Date water was first put to use: ________________

Please include your Well Log, which can be found online: https://mbmggwic.mtech.edu/

IF YOU PUT YOUR WATER TO USE BEFORE SEPTEMBER 17, 2021, AND HAVE NOT REGISTERED YOUR WATER USE, YOU CANNOT USE THIS INTERIM PROCESS TO REGISTER YOUR EXISTING WATER USE.

IF YOU WANT TO REGISTER YOUR EXISTING WATER USE WITH THE BOARD but did not file with the DNRC by March 16, 2022, a process will be developed once the Board's Office of the Engineer becomes fully functional; your application will be held and you will be contacted by the Office of the Engineer at that time.

IF YOU ARE A TRIBAL MEMBER OR ALLOTTEE AND WANT TO REGISTER YOUR EXISTING WATER USE WITH THE CONFEDERATED SALISH AND KOOTENAI TRIBES as part of the Tribal Water Right, you must register your water use with the Tribal Water Right Registration Office at: Phone Number (406) 675-2700, ext. 1161. Your application will not be accepted and will be returned to you along with your payment.

Notice of your application being received by the Board. Received applications will be date-stamped, scanned, and publically posted at this location: https://bit.ly/FRWMB-Meetings-Page
Within 30 days of the Board receiving your completed application, you will be mailed either approval to construct your Domestic Allowance or additional instructions about your application.
1. WATER RIGHT OWNER INFORMATION

Name(s): Basil Solomon and Bethel Solomon
Mailing Address: 4375 - Edgewood Drive
City: Missoula State: MT Zip: 59802
Home Phone: 406.549.8274 Work Phone: n/a Cell Phone: 406.241.4422
Email: dougmith@peliamt.com

2. PROPOSED SOURCE OF WATER SUPPLY

☒ Well(s)
☐ Developed Spring(s) (must be fully enclosed)

*Note: Pits, pit-dams, constructed ponds, and reservoirs are not permitted under Ordinance Section 2.2.117. Both wells and developed springs must utilize well shaft casing to be fully enclosed.

Please describe your proposed appropriation works (including anticipated Well Shaft Casing Description) and the number of wells or springs.

We plan to drill one well on our property. The casing to be used will be determined by the well driller.

3. PURPOSE AND PERIOD OF USE: Check those that apply and answer applicable questions

☒ Domestic: Number of homes supplied: 1
Year round use? ☒ Yes ☐ No If no, from _____ to _____, inclusive of each year.

☐ Lawn & Garden: Include only watered area. Do not include house footprint, driveway, graveled areas, etc.
Total size of lawn & garden - length x width: 270' x 100' -OR- Number of Acres: 0.62 acres
(Note: if this is for a Shared Domestic Allowance, please use the map required by question 8 to show the yard/garden acreage footprint for each house. Please answer the period of use question directly below either way.)
April 1 – October 31 ☒ Yes ☐ No If no, from _____ to _____, inclusive of each year.

☐ Stock:
Number & type: (Ex: 40 Cows & 1 Horse)
Year round use? ☐ Yes ☐ No If no, from _____ to _____, inclusive of each year.
Water is dispensed using a stock tank? ☐ Yes ☐ No

☐ Other: (Do not include purposes described above)
Describe the purpose of the use

Amount of water used _______ gallons per day Number of days used _______
Year-round use? ☐ Yes ☐ No If no, from _____ to _____, inclusive of each year.
4. PROPOSED POINT OF DIVERSION (Please include Latitude and Longitude Coordinates, if possible)

LATITUDE ____________ LONGITUDE ____________

S E 1/4 1/4 W 1/4 Section 01 Twp 24 N S Rge 21 E N County Lake

Lot 39 Block _____ Tract No. _____ Subdivision Name Silver Salmon Shores

Government Lot No. 39 COS No. 

Street Address, including City/State/Zip Code 41527 Rainbow Lane, Dayton, MT 59914

5. COMBINATION OR SHARED DEVELOPMENT

Will this development be used in combination with another well or spring? [ ] Yes [X] No

If yes, please attach a separate sheet listing additional Points of Diversion and explain how the development is used.


6. PROPOSED PLACE OF USE

Geocode of the place of use (17 digits) 15-3467-01-2-03.03.0000

If there are multiple places of use, list the geocode for each parcel on an attached sheet. The geocodes can be found in county records, tax statements, or at http://svc.mt.gov/msl/mtcadastral/

Is the place where water will be used the same as the point of diversion? [X] Yes [ ] No

If no, enter the place of use land description below. If more than one place of use, please attach a separate sheet with additional land descriptions.

____ 1/4 ____ 1/4 ____ 1/4 Section _____ Twp_______ N / S Rge _____ E / W County ______

Lot _______ Block _______ Tract No. _____ Subdivision Name

Government Lot No. __________________ COS No. __________________

Street Address, including City/State/Zip Code ____________________________

7. MAP

Attach a site-map showing the location of all proposed wells or developed springs, including latitude and longitude in decimal degrees. The map must also show a minimum of 500 feet in radius around the proposed well(s) or spring(s) and include all of the following (existing or proposed by the applicant): well(s), developed springs, sewage facilities, buildings, well connections to buildings, property lines, property ownerships, irrigated acres per lot or unit, any and all means of conveyance for all water rights in the area, all water right points of diversions, and all surface water features.
8. AFFIDAVIT OF OWNERSHIP OR WRITTEN CONSENT

I have possessory interest in the property where the proposed water use will be put to beneficial use, diverted, conveyed, impounded, stored, transported, withdrawn, used, and distributed, OR I have attached written consent of the person with the possessory interest in the property where the water will be put to beneficial use, diverted, conveyed, impounded, stored, transported, withdrawn, used, and distributed (§ 1-1-110(10) of the Ordinance).

**Please note, you must submit ORIGINAL owner signatures, copies will not be accepted**

I declare under penalty of perjury & under the laws of the State of Montana that the foregoing is true & correct.

Printed Name** Basil Salomon

Applicant Signature Basil Salomon Date: Jun 3, 2022

Printed Name** Bethel Salomon

Applicant Signature Bethel Salomon Date: Jun 3, 2022

Printed Name** M/A

Applicant Signature Date:

Upon receipt of this form, the interim Engineer shall review a complete application and within 30 days the Board may either approve the domestic allowance or return a defective application to the applicant, together with the reasons for returning it, affording the applicant the opportunity to correct deficiencies. If the Board does not approve or return a complete application within the 30-day review period, the application shall be deemed approved. Applications are not deemed complete until fee payment clears.

For Unitary Administration and Management Board use:

AUTHORIZATION TO DEVELOP A DOMESTIC ALLOWANCE

Witnessing Board Member: __________________________ Date: __________________________

Authorizing Board Member: __________________________ Date: __________________________

This authorization to develop a Domestic Allowance entitles an Appropriator to construct the authorized type of Domestic Allowance within, but not to exceed, one year of the date of approval. After completion of the project and putting the water to use, the Applicant must file a 60DF-Part B, Completion Form within 120 days to obtain a Domestic Allowance Certificate.
Hi Anna,
I have responded with Gene & Bethel’s answers in red below, and attached a new map. I will call you also and we can review together to see if there is anything else you need.
Thank you again so much for your assistance!
Doug

From: Anna Butterfield <butterfield@frwmb.org>
Sent: Friday, June 24, 2022 10:12 AM
To: Doug Smith <dougsmith@pellamt.com>
Subject: Salomon Well Application

Hi there,

I am looking over an application for Basil and Bethel Salomon. I attempted to call earlier to notify them this email would be coming.

First, is the well already existing? Montana Cadastral shows a 1979 home on the property. Is this well to replace an existing source of water? Yes, the proposed well will replace a surface water source.

Second, the map included in the application is defective. I have attached a map to this email that can be used to provide the following information for the proposed developments on the property:
- Well Location See attached map
- Sewage facilities: Septic Tank and Drainfield See attached map
- Proposed building location(s) The existing building is depicted on the attached map
- Irrigated acreage: The application suggests there will be 0.62 acres implemented. Approximately where will this acreage be on the lot? There is lawn both sides of the existing building
- Well connection: Please provide the approximate pipeline path, or a verbal description of the anticipated hookups (i.e. Polyline buried underground with a pressure tank) Please see attached map for location, buried Polyline with a pressure tank.

This information is time sensitive. If I do not receive a response by Wednesday June 29th I must send a defective letter.

Please let me know if you have any questions,

Anna Butterfield
Flathead Reservation Water Management Board
400 Main St SW, Ronan, MT. 59864
(406) 201-2532 ext. 101
Re: Salomon Well Application
Anna Butterfield <butterfield@frwmb.org>
Mon 6/27/2022 9:26 AM
To:

  • Doug Smith <dougsmlx@pellamt.com>

Hi Doug,

Thank you for handling this matter. I will be in the office from 8:30-4:30 today, Wednesday, and Thursday if they would prefer to speak with me directly.

Otherwise, or phone call or this form of communication will work.

Best,
Anna

Anna Butterfield
Flathead Reservation Water Management Board
400 Main St SW, Ronan, MT. 59864
(406) 291-2534 ext. 101

From: Doug Smith <dougsmlx@pellamt.com>
Sent: Monday, June 27, 2022 8:34 AM
To: Anna Butterfield <butterfield@frwmb.org>
Subject: RE: Salomon Well Application

Good morning Anna, and thank you for helping us with the well application process.
I am the son in law to Basil (Gene) and Bethel Salomon. They asked if I would help them through this as they don’t do computers lol.
I am having lunch with them today at noon to review and get answers to your questions, and will get back to you with that info this afternoon. And just a side note, we are in Ronan often, as Gene grew up in Pablo and Bethel in Ronan, and would be quite willing to stop in to your office in person if that will help.
Thank you again, I will be back to you with some answers this afternoon.
Doug

Doug Smith
The Pella Window Store
2800 S Reserve St Suite 110
Missoula, Mt 59801
Office 406.542.3840
Cell 406.239.0400

From: Anna Butterfield <butterfield@frwmb.org>
Sent: Friday, June 24, 2022 10:12 AM
To: Doug Smith <dougsmlx@pellamt.com>
Subject: Salomon Well Application

Hi there,
I am looking over an application for Basil and Bethel Salomon. I attempted to call earlier to notify them this email would be coming.

First, is the well already existing? Montana Cadastral shows a 1979 home on the property. Is this well to replace an existing source of water?

Second, the map included in the application is defective. I have attached a map to this email that can be used to provide the following information for the proposed developments on the property:

- Well Location
- Sewage facilities: Septic Tank and Drainfield
- Proposed building location(s)
- Irrigated acreage: The application suggests there will be 0.62 acres implemented. Approximately where will this acreage be on the lot?
- Well connection: Please provide the approximate pipeline path, or a verbal description of the anticipated hookups (i.e. Polyline buried underground with a pressure tank)

This information is time sensitive. If I do not receive a response by Wednesday June 29th I must send a defective letter.

Please let me know if you have any questions.

Anna Butterfield
Flathead Reservation Water Management Board
400 Main St SW, Ronan, MT. 59864
(406) 201-2532 ext. 101
FORM 60DF-Part A, Authorization to Construct
Interim REVIEW AS Per Requirements of Ordinance Section 2-2-117

All corrections or changes made by Joint Reviewers will be made on a “work copy” and shall include the date and the initials of the person making the change. Use this form as a checklist and documentation that the form is considered correct and complete.

Check marks in the boxes below will identify that application is adequate.

☐ Correct Fee ($125).

Notes:

☐ Filing meets the requirements of either an Individual or Shared Domestic Allowance (wrong form filled).

Notes: Individual

☐ Site map meets standards and includes:
  i. Well(s) and Stock Tanks, including purpose of each well;
  ii. sewage facilities including septic tanks and drainfields;
  iii. buildings on the site, including identification of Well connections;
  iv. property lines and ownership;
  v. irrigated acres per lot or unit Well(s); and
  vi. means of conveyance, water right points of diversions, and surface water features.

Notes:

☐ Proposed Well or developed spring is properly located (ownership, conveyance, etc.).

Notes: Applicant owns proposed well location

☐ Proposed Domestic Allowance is not used to fill or maintain a pit, pit-dam, constructed pond, or reservoir.

Notes:

☐ Proposed Flow Rate is identified and less than or equal to 35 GPM.

Notes:

☐ Proposed Maximum annual diverted volume is identified and less than or equal to 2.4 acre-feet/year.

Notes:

☐ Proposed Means of diversion is a single well or developed spring.

Notes: Well

☐ Proposed Diversion physically connected to the correct number of Home(s) and/or Business(es).

Notes: 1 proposed dwelling

☐ Proposed Means of diversion includes a Well Shaft Casing.
Casing will be well driller determined

☐ Any proposed stock purposes are dispensed using Stock Tanks.

Notes: Not applicable

☐ The amount of proposed land to be irrigated is within the maximum allowable acreage.

Notes: 0.62 acres

☐ Applicant identifies proposed purposes associated with the use and purposes are allowed.

Notes: 1 dwelling + 0.62 acres

☐ Proposed shared well application includes shared well agreement.

Notes: Not applicable

☑ Proposed point of diversion is correctly identified.
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 and range.
5. Street or Road Address:

Notes: Added ¼ section per map AB 6/17/2023

☑ Proposed place of use is correctly identified.
Correct and complete will be the same as POD, except that geocode must be provided as well if it is requested on the form.

Notes: POD is same property as Poll

☑ Proof of possessory interest - affidavit of ownership or written consent from owner is included and signed.

Notes: Per MT Cadastral applicants own property AB 6/17/2023

REVIEWER Anna Butterfield AB DATE 6/17/2023

REVIEWER DATE

REVIEWER DATE