Form 60DF-part A, Authorization to Construct [interim period beginning June 1, 2022 until rescinded by the Board, updated 6-9-22]

**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.

For questions contact: contact@frwmb.org or (406) 201-2532

| FILING FEE: $125.00 Checks payable to the FRWMB |

**FOR WATER MANAGEMENT BOARD USE ONLY**

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**Attention! Before drilling a well or developing a spring, an appropriator must file this form and receive authorization to develop a Domestic Allowance. Once authorized the project must be completed within one year. After drilling a well or developing a spring, an appropriator must file a Domestic Allowance Completion Form (form 60DF- Part B, Completion) within 120 days of putting water to use.**

**PROPOSED DEVELOPMENT** (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 0.5 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.

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1 Please note: all groundwater 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 have not drilled a well or developed a spring for the Domestic Allowance being filed for on this application form.

☐ 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://mbmoggwic.mtech.edu/](https://mbmoggwic.mtech.edu/)

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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](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) Turley Investments LLC
Mailing Address PO Box 2667
City Missoula State MT Zip 59806
Home Phone N/A Work Phone 406-885-9596 Cell Phone 406-885-9596
Email Turley Investments LLC @ Email.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.

Proposed Drilled well for single property listed.
Drilling to be done by All West Drilling 8 6" steel shaft casing to be used.

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

☒ Domestic: Number of homes supplied: 1
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 40 x 100 + - or - Number of Acres 0.01
(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)
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 ______________ 
N 1/4 SE 1/4 NE 1/4 Section _____ Twp _____ N / S Rge 21 W E / W County Lake County
Lot _____ Block ____ Tract No. _____ Subdivision Name Juniper Shores
Government Lot No. _______ COS No. __________
Street Address, including City/State/Zip Code 42494 Juniper Shores Ln Dayton, MT 59914

5. COMBINATION OR SHARED DEVELOPMENT

Will this development be used in combination with another well or spring? ☐ Yes ☒ 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) 15-3467-02-103-13-0000

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? ☒ 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** Turley Investments LLC By Justin Turley member

Applicant Signature ____________________________ Date: 6-14-22

Printed Name** ________________________________

Applicant Signature ____________________________ Date: __________

Printed Name** ________________________________

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.

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.
42494 Juniper Shores Ln
Dayton MT, 59914

Call @ 406-885-9596
or
Email - TurleyInvestmentsLLC@gmail.com

with any Questions.
AMENDED PLAT OF BLOCK 3, JUNIPER SHORES
ARecorded Subdivision located in Section 2, Township 24 North, Range 21 West,
P.M.M., Lake County, Montana

DATE OF SURVEY:
APRIL, 1998

OWNERS: CHARLES CALVER MEYER JR.
AND CATHERINE J. MEYER

PURPOSE OF SURVEY

The purpose for this survey is to identify parcels of land dedicated from the original tract by highway construction, thereby constituting a retraction pursuant to Section 76-3-404 M.C.A. No division of land is hereby created by this survey.

Said division is also exempt from review by the Department of Environmental Quality pursuant to Arm 17, 16-409(2)(c) to with divisions made for convenience when highway relocation diverts a portion of the land from the original tract making it more desirable for the property to be sold to become part of a contiguous tract or if sufficiently large as an individual tract.

TREASURER CERTIFICATE

State of Montana
County of Lake

I hereby certify that no real property taxes assessed and levied on the lands described within this survey are delinquent. This certificate is made as required by Section 76-3-611 (3)(b) M.C.A.

This certificate is dated this 2 June 1998, 1998.

Treasurer, Lake County, Montana

SURVEYOR'S CERTIFICATION

[Surveyor's signature]

[Surveyor's information]

269A
Re: Well Application
Anna Butterfield <butterfield@frwmb.org>
Wed 6/29/2022 2:35 PM
To:

  - Justin Turley <turleyinvestmentsllc@gmail.com>

Justin,
Your provided description is sufficient. There is no need to send along the location on the map unless you wish for the map/added lawn and garden info to be in the file. Otherwise, I will just print this email chain and add it for this information to be available to the hydrologists.

Thanks you for the timely response.

Best,
Anna

Anna Butterfield
Flathead Reservation Water Management Board
400 Main St SW, Ronan, MT. 59864
(406) 201-2532 ext. 101

From: Justin Turley <turleyinvestmentsllc@gmail.com>
Sent: Wednesday, June 29, 2022 2:24 PM
To: Anna Butterfield <butterfield@frwmb.org>
Subject: Re: Well Application

Anna, that would be much appreciated!! I’m away from my computer now but will have this over to you asap this evening. It’s essentially a 40x100 area just south of the building which is less than 8% lot coverage. Something important to note for hydrologist is there is a gutter/rain catch system with 1500 gallon holding tank that is the primary water source the well water would just be supplemental during dry times. Thanks in advance

Justin
406-885-9596

Sent from my iPhone

On Jun 29, 2022, at 10:55 AM, Anna Butterfield <butterfield@frwmb.org> wrote:

Hi Justin,

I would like to move your application forward at the next meeting, but I need to know where the proposed lawn and garden acreage will be located.

If you could provide me with a written description or draw it in on the map attached that would be
sufficient to send this to the hydrologists for review.

Thanks,
Anna

Anna Butterfield
Flathead Reservation Water Management Board
400 Main St SW, Ronan, MT. 59864
(406) 201-2532 ext. 101

From: Justin Turley <turleyinvestmentsllc@gmail.com>
Sent: Monday, June 27, 2022 10:38 AM
To: Anna Butterfield <butterfield@frwmb.org>
Subject: Re: Well Application

Copy that,

Thanks Anna!

-Justin
406-885-9596

Sent from my iPhone

On Jun 27, 2022, at 10:34 AM, Anna Butterfield <butterfield@frwmb.org> wrote:

Hi Justin,

I received your email from Arne Wick about your well authorization application. Your application was received today. You will receive notification of approval within the next 30 days. I have not had a chance to look through your application in depth yet but will reach out should I have any questions when I do start working through it.

Thanks,
Anna

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 ownerships ✓  - Vicinity Map
  
  v. irrigated acres per lot or unit Well(s); and
  
  vi. means of conveyance, water right points of diversions, and surface water features. ✓

Notes: Per 6/29/22 emails, lawn will be South of home (approx 40x100)

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

Notes: **AB on Applicant property**

☑ 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.
Notes: 6" steel casing

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: 0.1 proposed acres

Applicant identifies proposed purposes associated with the use and purposes are allowed.
Notes: 1 dwelling + 0.1 acres

Proposed shared well application includes shared well agreement.
Notes: Not applicable

Proposed point of diversion is correctly identified.
1. ¼ 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 2½ + 1 ¾ sections property s raddles 2 legal d

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 + POD on same parcel

Proof of possessory interest - affidavit of ownership or written consent from owner is included and signed.
Notes: Per MT Cadastre AB 6/28/2021

REVIEWER ABC DATE 6/28/2022

REVIEWER DATE

REVIEWER DATE