

# PRE-EFFECTIVE DATE STOCK WATER DEVELOPMENT REGISTRATION OF PREVIOUSLY UNRECORDED EXISTING STOCK WATER PIT/RESERVOIR USES ON THE FLATHEAD RESERVATION

Section 2-1-106(3) of the CSKT-MT Compact Unitary Administration and Management Ordinance (Ordinance), § 85-20-1902, MCA, allows for the registration of previously unrecorded stock uses on the Flathead Reservation.

Use this form for completed stockwater pit/reservoir developments on the Reservation that:

- 1) were put to use before September 17, 2021;
- 2) were exempt from permit requirements pursuant to § 85-2-306, MCA;
- 3) have a capacity less than 15 acre-feet with an annual appropriation of less than 30 acre-feet;
- 4) are located on a non-perennial flowing stream;
- 5) are constructed on and accessible to a parcel of land 40 acres or larger and owned or under the control of the applicant; and
- 6) are not part of the CSKT Tribal Water Right set forth in Article III of the Compact (§ 85-20-1901, MCA). If any of the above criteria are not met, this form cannot be used.

Check all appropriate boxes and fill in each blank. If more space is needed, attach properly labeled additional information.

**Filing Fee: \$125.00**

**Make checks payable to: "DNRC for the benefit of FWMB"**

**FOR ADMINISTRATIVE USE ONLY**

Registration # \_\_\_\_\_ Basin \_\_\_\_\_  
 Time \_\_\_\_\_ AM / PM  
 Rec'd By \_\_\_\_\_  
 Fee Rec'd \$ \_\_\_\_\_ Check # \_\_\_\_\_  
 Deposit Receipt # \_\_\_\_\_  
 Payor \_\_\_\_\_  
 Refund \$ \_\_\_\_\_ Date \_\_\_\_\_

**Mail forms & checks to either:**

Kalispell Regional Office  
 655 Timberwolf Parkway, Ste 4  
 Kalispell, MT 59901-1215

Missoula Regional Office  
 2705 Spurgin Road, Bldg. C  
 PO Box 5004  
 Missoula, MT 59806-5004

**ATTENTION:**

**THIS FORM MUST BE FILED NO LATER THAN 3/16/2022.**

**If you have already filed a form 605 with the Montana DNRC, it will be transmitted to the Water Management Board within 30 days of the effective date.**

**Only file this form for developments completed before the Effective Date – all uses developed after the Effective Date need to be filed directly with the Water Management Board on post-Effective Date application forms.**

**1. WATER RIGHT OWNER INFORMATION:**

NAME(S) \_\_\_\_\_  
 Mailing address \_\_\_\_\_  
 City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
 Home Phone \_\_\_\_\_ Other Phone \_\_\_\_\_  
 Email Address \_\_\_\_\_

**2. WAS CONSTRUCTION OF THE IMPOUNDMENT/PIT COMPLETED PRIOR TO 9/17/2021**

Yes  No (If construction had not been completed, you cannot file this form)

**3. SOURCE OF WATER SUPPLY**  Unnamed source - tributary to \_\_\_\_\_

Stream name \_\_\_\_\_ - tributary to \_\_\_\_\_

**4. LOCATION OF PIT OR RESERVOIR ( Where the dam crosses the source )**

\_\_\_\_ 1/4 \_\_\_\_ 1/4 \_\_\_\_ 1/4 Sec. \_\_\_\_ Twp \_\_\_\_  N  S Rge \_\_\_\_  E  W

Government Lot \_\_\_\_\_ County \_\_\_\_\_

**5. CAPACITY OF IMPOUNDMENT-** Attach an NRCS or other engineered "As Built" survey, or use the formula below with current measurements of the pit or dam. Round numbers to one decimal place. Maximum depth equals total dam height as measured from the toe of downstream side of the dam minus freeboard.

Pit

(surface area \_\_\_\_\_ acres) X (maximum depth \_\_\_\_\_ feet) X 0.5 = \_\_\_\_\_ capacity in acre-feet

Reservoir

(surface area \_\_\_\_\_ acres) X (maximum depth \_\_\_\_\_ feet) X 0.4 = \_\_\_\_\_ capacity in acre-feet

**6. TOTAL APPROPRIATION** (capacity \_\_\_\_\_ acre-feet) X (number of fills/ season \_\_\_\_\_) = \_\_\_\_\_ acre-feet

**7. ENLARGEMENTS**

(a)  Yes  No Is this an enlargement of an existing pit or reservoir already? If yes, what is the capacity of the existing pit or reservoir: \_\_\_\_\_ acre-feet.

(b) Identify the Permit and/or Statement of Claim number for the existing pit or reservoir:

Statement of Claim No. \_\_\_\_\_ Permit No. \_\_\_\_\_

**8. PERIOD OF USE**  January 1 to December 31

Other (month/day) \_\_\_\_\_ to (month/day) \_\_\_\_\_

**9. PLACE OF USE** (The complete area covered by water should be identified.)

(a) Geocode of the place of use (17 digits) \_\_\_\_\_

If there are multiple places of use, list the geocode for each on an attached sheet. The geocodes can be found at the County Clerk and Recorders Office or by visiting <http://gis.mt.gov/>.

(b) Will the water be used at the same location as that given for the pit or dam? (see number 4)

Yes  No, if no, give location.

\_\_\_\_ 1/4 \_\_\_\_ 1/4 \_\_\_\_ 1/4 Sec. \_\_\_\_ Twp \_\_\_\_  N  S Rge \_\_\_\_  E  W Govt Lot \_\_\_\_\_

Latitude \_\_\_\_\_ Longitude \_\_\_\_\_ County \_\_\_\_\_

**10. OWNERSHIP** Size of parcel where pit or dam is located \_\_\_\_\_

**11. MAP:**

**A map showing the following must accompany this application.** Failure to supply an accurate map constitutes an incomplete application and the application will be returned for completion. A copy of an ASCS aerial photo or USGS topographic map is sufficient.

(a) Township and Range Numbers

(c) Pit or Reservoir Location

(b) Section Numbers and Corners

(d) Other Place of Use (such as location of any stock tanks)

**12. REMARKS** Provide any additional information that would help explain how the pit or reservoir is constructed or operated.

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**13. AFFIDAVIT OF OWNERSHIP OR WRITTEN CONSENT:**

I have possessory interest in the property where the water has been 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 has been put to beneficial use, diverted, conveyed, impounded, stored, transported, withdrawn, used, and distributed § 1-1-110(10), Ordinance.

I declare under penalty of perjury and under the laws of the state of Montana that the foregoing is true and correct.

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

Owner Signature \_\_\_\_\_ Date \_\_\_\_\_

Owner Signature \_\_\_\_\_ Date \_\_\_\_\_

FOR MORE INFORMATION OR HELP, CONTACT ONE OF THE FOLLOWING WATER RESOURCES REGIONAL OFFICES

**Kalispell**

655 Timberwolf Parkway, Suite 4  
Kalispell, MT 59901-1215  
Phone: 406-752-2288 Fax: 406-752-2843  
Serving: Flathead, Lake, Lincoln, and Sanders Counties

**Missoula**

2705 Spurgin Road, Bldg. C  
P.O. Box 5004  
Missoula, MT 59806-5004  
Phone: 406-721-4284 Fax: 406-542-5899  
Serving: Granite, Mineral, Missoula, and Ravalli Counties

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***FORM 605F, Pre-Effective Date Stock Water Registrations Instructions***

All of the required information must be entered for your application to be considered correct and complete as required under § 85-2-306, MCA.

**Item 1.** Enter the complete name of the person to be listed as the water right owner(s), their mailing address, and phone numbers. This will generally match property ownership (names on deeds).

**Item 2.** If you mark "no," you cannot file this form.

**Item 3.** Enter details for the water source.

**Item 4.** Enter the land description for the location of the development. Describe the location to the nearest 10 acres if possible.

**Item 5.** Enter required information on the capacity of your impoundment.

**Item 6.** Calculate total volumes related to the capacity and total annual use of your impoundment.

**Item 7.** If this filing is for the enlargement of an existing impoundment, please enter the information requested in item 7.

**Item 8.** This is the period of time each year the water is used. Indicate the earliest month and day and the latest month and day the water has historically been used for stock use. For example, if the water is needed during the entire year, check "year round use."

**Item 9.** Enter the geocode(s) of the place of use. If the place of use is generally the same as the point of diversion, check 'Yes' and proceed to Item 9. If not, check 'No' and continue with Item 8 (using instructions for Item 7) to describe the place of use.

**Item 10.** Enter the size of the parcel where this development is located (in acres).

**Item 11.** Please submit a map with the details requested.

**Item 12.** Please submit any additional details about the development that may be helpful.

**Item 13. Affidavit of Ownership/Written Consent.**

If the statements are correct, print your name, then sign and date the form. All owners (or trustees) listed in Item 1 should sign the form. *\*\*If the owner is a business or trust, include the title of the representative(s) signing the form (i.e. president, trustee, managing partner, etc.)*

**SEND THE FORM TO THE APPLICABLE WATER RESOURCES REGIONAL OFFICE:**

**KALISPELL:** 655 TIMBERWOLF PARKWAY, SUITE 4, KALISPELL MT 59901-1215  
PHONE: 406-752-2288 FAX: 406-752-2843  
SERVING: Flathead, Lake, Lincoln, and Sanders Counties

**MISSOULA:** 2705 SPURGIN RD / BLDG C, PO BOX 5004, MISSOULA MT 59806-5004  
PHONE: 406-721-4284 FAX: 406-542-5899  
SERVING: Granite, Mineral, Missoula, and Ravalli Counties