

**FLATHEAD RESERVATION WATER MANAGEMENT BOARD
AND THE OFFICE OF THE WATER ENGINEER**

WATER POLICIES & PROCEDURES

FRWMB



REVISION HISTORY

ORIGINAL DRAFT January 30, 2024

INTRODUCTION

The Water Policy & Procedures (“WP&P” or “Procedures”) are created by the Flathead Reservation Water Management Board (“FRWMB” or “Board”) and the Office of the Water Engineer (“OE”) to specify and clarify details relating to water administration for the achievement and implementation of the Unitary Administration and Management Ordinance (“UAMO” or “Ordinance”). These Procedures, and amendments thereof, shall be published by the OE on the FRWMB website (www.frwmb.gov).

The FRWMB has the authority to develop and promulgate these Procedures pursuant to the Confederated Salish and Kootenai Tribes (CSKT)—Montana (MT) Water Compact (Compact):

Compact Article IV.I.5.a: Powers and Duties.

a. In General. The Board shall have the power to promulgate procedures, prescribe forms, develop additional materials and implement amendments thereto as may be necessary and proper to exercise its jurisdiction and carry out its assigned functions under this Compact and the Law of Administration. A set of forms for initial use by the Board in the implementation of the Law of Administration is attached hereto as Appendix 37. The Board may amend these forms at its discretion. Such modifications are pursuant to, and shall not be deemed an amendment of, this Compact.

The Board shall promulgate the Procedures through public meetings of the Board. These meetings shall be open to the observation of the general public pursuant to the Compact, Ordinance, and Policies of the Board. Where there is a conflict of laws, the law that provides for greater openness to the public applies. The Board shall notice the public of any scheduled drafting workshops in the creation of these Procedures and shall encourage the participation of the public through public comment, to be considered by the Board at the next scheduled Board meeting. The Board shall not approve any portion of these Procedures until public comment has been solicited.

These Procedures are intended to clarify and supplement details into the implementation of the Ordinance and the administrative of water within the exterior boundaries of the Reservation. In the event that these Procedures conflict with the Ordinance or the Compact, the language of the Ordinance or the Compact shall control.

This document is intended to track the organization of the UAMO for purposes of easy referencing to sections of the Ordinance for which the procedural clarification is intended to elucidate; 100 is added to each Ordinance section directly referenced with less direct sections added before and after.

FRWMB Water Policies & Procedures

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CHAPTER I: WATER RESOURCES CONSERVATION, DEVELOPMENT AND ADMINISTRATION**PART 0:OPERATIONS SECTION****WP&P 10-101. References: Acronyms and Abbreviations, and Defined Terms****1) Acronyms:**

ADU	Accessory Dwelling Unit
AF	Acre-Feet (Volume)
AU	Animal Units
CFS	Cubic Feet per Second (Flow Rate)
Compact	Water Compact between the CSKT, MT, and the United States
CSKT	Confederated Salish and Kootenai Tribes
DNRC	Montana Department of Natural Resources and Conservation
ET	Evapotranspiration
FRWMB or Board	Flathead Reservation Water Management Board
FIIP	Flathead Indian Irrigation Project
FIR	Flathead Indian Reservation
GPM	Gallons Per Minute
GW	Groundwater
IWR	Irrigation Water Requirement
MT	Montana
OE	Office of the Water Engineer
UAMO	Unitary Administration and Management Ordinance

2) Defined Terms:

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WP&P 10-102. OE Form Descriptions, Status, Fees, and Version Dates

Form numbers, form descriptions, form status information, application fees and active versions are listed in Appendix 10-1 and are updated as needed.

WP&P 10-103. Water Right Application Submission.

- (1) Successful Application Submission. The Application is submitted to the OE with all required information and submission, including payment of all application fees, signatures of all necessary parties, all forms fully completed as required in the Ordinance and these WP&Ps, and proof of possessory interest of the place of use, point of diversion, and conveyance. Applications that do not contain all the required information and submissions will not be processed by the OE and shall be returned, with any submitted application fees, to the applicant.
- (2) Application is Adequate to Review. The Application clearly identifies the proposed project, and contains the information required by the application form or application addendum(s). At this stage, the application may be amended in response to a defect letter sent by the OE to the applicant that identifies information gaps in the application. All application amendment information must be submitted within the deadlines set forth on the OE's letter of defect. If the applicant misses the response deadline the OE may terminate the application.

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d, Sd|p hq#q#ix#o#v#htx1hg#d#kh#p h#r#dssdfdwirq#shwirq#ru#r#kh#rup#lqj####

e, Dffhswe#d#s#d|p hq#rup#v#Fkhfn# #P r#q#u#ghu#r#q#d#

f, Uhixqgv#iru#dssdfdwirqv#kh#R H#v#d#i#kdyh#frp p lwhg#lq#run#l#grw#e#h#borz hg#
xqghu#grup d#f#f#xp vvdqfhv#Uhixqgv#duh#r#q#d#or#h#q#(whqxdw#lqj#f#f#xp vvdqfhv#
z khuh#h#kh#R H#kh#R ug lqdqfh#ru#khv#Srdfhv#dgg#Surfhgxuhv#duh#dh#q#
uhvsraqvle#d#lq#qfruhf#dssdfdwirq#hh#h#lqj#l#gp l#lwhu#h# |#kh#R H#d#hixqgv#
uhtx1h#z ulwhq#dxwkrul}dwirqv#rup#kh#z dhu#lqj#lwhu#lq#dssdfdqw#d|#lkgudz#lq#
dssdfdwirq#exw#dssdfdwirq#hhv#l#r#q#e#h#hixqghg#R H#v#d#i#kdyh#grw#frp p hqfhg#
z run#r#kh#Dssdfdwirq####

8, R ulj l#d#M l#qdwkuhv#Uhtx1hg#R q#rup#lq#l#d#v#l#qdwkuhv#duh#dffhswhg#iru#ghf#l#d#dwirqv#r#
rz qhukls#dgg#z ulwhq#shup l#v#l#q#v#qhhghg#iru#srvvhvvr#l#qwhuvw#Skrwfrs#hv#
idfv#p l#v#v#dp sv#ru#v#fdqv#r#i#v#l#qdwkuhv#lq#d#h#f#w#r#q#l#v#l#qdwkuhv#duh#grw#d#ffhswe#d#l#

9, Z ulwhq#Shup l#v#l#q#r#i#srvvhvvr#l#qwhuvw#l#kh#dssdfdqw#grhv#grw#kdyh#d#srvvhvvr#
l#qwhuvw#l#kh#surshuw#kh#Dssdfdwirq#p xv#frqwd#grw#l#h#hixqghg#R H#v#d#i#kdyh#grw#frp p hqfhg#

vrp hrqh#z lk#srvvhvrru| #qwhuhv#q#kh#surshu| ##Wkh#z ulwhq#shup lvrq#p xv#qfogh#
wkdw#qdp h#k#kh#shuvrq#j lybjj#shup lvrq#z kdw#dfwlrqv#r#kh#dssdfdqw#uh#shup lvrq#
rq#kh#surshu| #z kdw#sduth#uh#qfogh#q#kh#shup lvrq#kh#gxudwlrq#r#shup lvrq#
dgg#kh#qdp h#k#kh#shuvrq#r#z krp#shup lvrq#v#ehbjj#j lyhq##Wkh#z ulwhq#shup lvrq#
p xv#eh#vlj qhg#e | #erw#sdwlvh#dgg#eh#qrwdul}hg##Iq#vrp h#lqvwdqfhv#kh#z ulwhq#
shup lvrq#p d| #htx1h#ldbjj#z lk#kh#frxqw| #F dian#dgg#Uhfriughut#r ilfh#r#eh#p dgh#
dssxuhqdq#r#kh#olqg###

- : , D#rz qhuv#dxwkrul}dwlrqv#htx1h###Iru#dssdfdwlrqv#z lk#dq | #srwlrqv#r#sr1qw#r#
glyhuwlrq#solfhv#r#vh#ru#frqyh| dqfhv#rfdwng#rq#hh#olqg#kh# | #p xolsdr#z qhuv#
rz qhuv#h#frug#p xv#surylgh#rulj bdd#vlj qdwkuhv#rq#kh#Dssdfdwlrq#ru#kh#Dssdfdwlrq#
p xv#frqwdq#z ulwhq#shup lvrq#sxuvxdq#r#9 ,#deryh#r#d#rz qhuv#z lk#kh#srvvhvrru| #
lqwhuhv#iru#srwlrqv#r#kh#dwh#ghyhar sp hq#rfdwng#rq#krvh#olqgv##
- : , OrqOWuled#Wuxvw#Iru#dssdfdwlrqv#z lk#dq | #srwlrqv#r#sr1qw#r#glyhuwlrq#solfhv#r#vh#
ru#frqyh| dqfhv#rfdwng#rq#qrqOWuled#olqgv#kh# l#Wuxvw#kh#Wuxvh#v ,#ru#Wuxvw#
h{hfxwruv ,#p xv#surylgh#rulj bdd#vlj qdwkuhv#ru#z ulwhq#frqvhq#rq#ehkd#r#kh#Wuxvw#iru#
srwlrqv#r#kh#z dwh#ghyhar sp hq#rfdwng#rq#krvh#olqgv##D#frs | #r#kh#dfwlyh#dgg#
hqdfwng#Wuxvw#kd#ghv#lq#qdw#hvlj qdw#h#z kr#v#dxwkrul}hg#r#dfw#rq#ehkd#r#kh#Wuxvw#v#htx1h#
grfxp hqwdwlrq#l#ghwhup lqhg#r#eh#gliifxo#r#lqwhusuh#ru#lqfrqfovlyh#kh#R H#p d| #
htx1h#kh#dssdfdq#r#surylgh#d#z ulwhq#vdw#hp hq#urp #dq#dwrug#h | #kd#v#dfhqv#h#r#
sdwf#h#olz #q#P rwdq#d#kd#s#olqg#kd#v#kh#Wuxvw#v#dfwlyh#l#q#rughu#dgg#ghqwlh#z kr#
l#dxwkrul}hg#r#dfw#rq#ehkd#r#kh#Wuxvw#
- < , Frusrudh#R z qhukls#Iru#dssdfdwlrqv#z lk#dq | #srwlrqv#r#sr1qw#r#glyhuwlrq#solfhv#r#
xvh#ru#frqyh| dqfhv#rfdwng#rq#frusrudwlrq#rz qhg#olqgv##kh#frusrudwlrq#h{hfxwruv ,#
p xv#surylgh#rulj bdd#vlj qdwkuhv#ru#z ulwhq#frqvhq#rq#ehkd#r#kh#frusrudwlrq#iru#
srwlrqv#r#kh#z dwh#ghyhar sp hq#rfdwng#rq#krvh#olqgv##D#frs | #r#kh#dfwlyh#dgg#
hqdfwng#dwh#v#r#qfrusrudwlrq#r#shudw#q#d#j#uhhp hq#ru# | olz v#kd#v#d#du#ghv#lqdw#
z kr#v#dxwkrul}hg#r#dfw#rq#ehkd#r#kh#frusrudwlrq#v#htx1h#darqj#z lk#sur#kd#v#kh#
frusrudwlrq#v#darz hg#r#gr#exv#ghvv#q#P rwdq#d#grfxp hqwdwlrq#v#ghwhup lqhg#r#eh#
gliifxo#r#lqwhusuh#ru#lqfrqfovlyh#kh#R H#p d| #htx1h#kh#dssdfdq#r#surylgh#d#z ulwhq#
vdw#hp hq#urp #dq#dwrug#h | #kr#v#dfhqv#h#r#sdwf#h#olz #q#kh#vdw#r#P rwdq#d#ru#kh#
FVNW#Wuled#Fr xu#kd#h#h#frusrudwlrq#v#dfwlyh#l#q#rughu#dgg#ghqwlh#z kr#v#
dxwkrul}hg#r#dfw#rq#ehkd#r#kh#frusrudwlrq##
- 43 , Wuled#Wuxvw#Iru#dssdfdwlrqv#z lk#dq | #srwlrqv#r#sr1qw#r#glyhuwlrq#solfhv#r#vh#
ru#frqyh| dqfhv#rfdwng#rq#Wuled#Wuxvw#olqgv#kh#FVNW#Odgqv#Ghsdup hq#p xv#surylgh#
rulj bdd#vlj qdwkuhv#ru#z ulwhq#frqvhq#rq#ehkd#r#kh#Wuxvw#iru#srwlrqv#r#kh#z dwh#
ghyhar sp hq#rfdwng#rq#krvh#olqgv##
- 44 , Iqgylbxdd#Wuled#Wuxvw#Iru#dssdfdwlrqv#z lk#dq | #srwlrqv#r#sr1qw#r#glyhuwlrq#solfhv#r#
xvh#ru#frqyh| dqfhv#rfdwng#rq#qgylbxdd#Wuled#Wuxvw#olqgv#kh#r#z qhut#kd#v#olqg#p xv#
surylgh#rulj bdd#vlj qdwkuhv#ru#z ulwhq#frqvhq#rq#ehkd#r#kh#Wuxvw#iru#srwlrqv#r#kh#
z dwh#ghyhar sp hq#rfdwng#rq#krvh#olqgv##D#frs | #r#kh#sxe#f#y#huv#lq#r#kh#WVU#
grfxp hq#lq#r#z qhukls#r#kh#qgylbxdd#Wuled#Wuxvw#olqgv#v#htx1h#
- 45 , Dssdfdq#F rp p xq#fdwlrq#Jhsuhvhqwdwlrq##

d, F rp p xqfedwlrqv#0D ssdfdqw#z lk lqj #r#frs | #d#hsuhvhqvdlyh#vxfk#dv#frqvxodqw#
dgylrvu#frxqvhq#ru#rwku#dj hq#rq#R H#frp p xqfedwlrqv#p xv#surylh#z ulwhq#
dxwkrul}dwlrq# wkd# lghqvlhv# wkh# uhsuhvhqvdlyh# lqfoxglqj# wkh# fruhfw# frqwdwf#
lqirup dwlrq#r#h#kvhg#lqg#lq#ruj lqd#v#lq dkwku#urp #kh#r#z qhu#i#hfrug#htxhwqj#
frs | #r#d#hsuhvhqvdlyh##
e, G hvlij qdwrq#r#Vlj qdwrul#rwku#kdq#D ssdfdqw#0D ssdfdqw#z lk lqj #r#kdyh#vrp hrqh#
ho#h#v#lq#rq#kh#l#ehkd#p xv#surylh#z ulwhq#dxwkrul}dwlrq#wkd#ghvlij qdwhv#z kr#l#
dor#z hg#r#v#lq#rq#kh#l#ehkd#z kd#w#shv#r#dxwkrul}dwlrq#duh#dor#z hg#kh#
uhsuhvhqvdlyhv#fruhfw#frqwdwf#lqirup dwlrq#lqg#kdyh#Vlj qhg# | #kh#r#z qhu#i#hfrug#
htxhwqj#kh#ghvlij qdwrq##Nkh#grfxp hq#p xv#eh#grwdul}hg#

Z S) S#50438#Dgtxdwh#r#Surfhvv#Jhyhz #Shup l#lqg#F kdqj hv'##

- 4, Dgtxdwh#r#Surfhvv#Vfrsh#Dgtxdwh#r#Surfhvv#dssdhv#r#d#z dhu#l#j kw#dgg#z dhu#
xvh#dssdfdwlrqv#Wkh#R H#z l#ghwup lq#z khwku#dq#dssdfdwlrq#l#dghtxdwh#r#surfhvv#
e | #hyhz lqj #d,#lqirup dwlrq#sxedf#d#ydlde#l#z lk lq#l#w# { shu#h#dgg#e ,#kh#lqirup dwlrq#
vxep l#hng#q#kh#dssdfdwlrq###
- 5, Dgtxdwh#r#Surfhvv#Ghwhup l#dwlrq#l#r#lq#dssuryd#q#dssdfdwlrq#hhhp hg#gtxdwh#
w#surfhvv#grhv#grw#h#lq#dssdfdqw#r#lq#dxwkrul}dwlrq#lq#l#r#kh#dp h#l#surylqj#
wkh#vdwkwru#fulhuld#Wkh#R H#fdq#rqd #dssuryh#dq#dssdfdwlrq#kh#fulhuld#ru#vxdqfh#
l#suryhq# | #d#uhsrqghudqfh#kh#hylhqfh#
- 6, Dgtxdwh#r#Surfhvv#Ghwhup l#dwlrq#D#z dhu#l#j kw#r#z dhu#xvh#dssdfdwlrq#z l#r#qd #eh#
ghwhup lqhg#dghtxdwh#r#surfhvv#l#d#q#dssdfdqw#l#lqirup dwlrq#p xv#frqwdq#vxewdq#d#
fuhg le#l#lqirup dwlrq#dgg#d#kh#qhfhvvd#sduw#r#kh#dssdfdwlrq#irup #htxlubqj#kh#
lqirup dwlrq#lqfoxglqj#dq# | #htxlhg#dgg#q#l#q#z lk#kh#lqirup dwlrq#
htxlhg# | #kh#R ug lqdqfh#dqg#khvh#I U Z P E #S rdfhv#lqg#Surfhgxuhv#ru#kh#htxlv#h#
dssdfdwlrq#l#sh#Wkh#R H#kd#kh#rs#lq#exw#grw#kh#p dgg#d#r#kh#dssdfdqw#hdfk#dq#
Dgtxdwh#r#Surfhvv#vdwkwv#h#l#kh#vrxjk#dwhuv#r#ghifhgf | #ru#rwku#z ulwhq#
fruhvsrqghqfh#lk#kh#dssdfdqw#d#v#j x#l#h#l#q#l#f#h#l#q# | #kh#l#f#h#l#q#z dhu#l#q#l#h#l#q#

WP&P 22-106. Not Adequate to Process Determination.

WP&P 22-107. Application Analysis and Recommended Decision.

WP&P 22-108. Process if Mitigation Required.

WP&P 22-109. Appeal to Engineer from Recommended Decision.

WP&P 22-110. Notice and Hearing on Recommended Decision to Grant.

WP&P 22-111. Appeal to the Board.

WP&P 22-112. Appeal to Court of Competent Jurisdiction.

WP&P 22-113. Completion.

WP&P 22-114. Compliance with Completion Deadline.

WP&P 22-115 Redundant and Substitute Wells.

WP&P 22-116. Appropriation Rights for Stock Water Allowances.

- 4, H { lwbqj #Z hov#, #D hz #X vhv###H { lwbqj #Z hov#p d | #eh#vvhg#dv##srlqw# #g lyhuvlrq#iru#ghz #xvhv#/r#rqj#dv##kh | #z hoh#gulog#ehiruh#Mxqh#B4/#5355⁴###H { lwbqj #Z hov#p xv#p hhwd#d# kh#dp h#grp hvw#d#or#d#qf#h#dssdfdw#r#frqvw#xfwlrq#dqg#kvh##vdqgdugv#dv#z rx#gh#eh#uhtx#l#hg#iru#ghz #hov#Z S) S ####H { lwbqj #Z hov#kdw#l#uh#Exuhqwd#huy#lqj #dqg# #l#frqwlqxh#wr#huyh#rwkh#d#wh#ulj kw#p d | #kdyh#dgg#l#rqd#frqg#l#rqv#p svh#v#hqv#xuh#kh#ghz #xvh#grhv#qrw#h{fh#hg#yrop h#ru#or#d#dh#v#vdqgdugv#z khq#frp el#hg#z lk#kh#h{ lwbqj #xvhv###l#dq#dssdfdw#krrvhv#r#kvh#dq#h{ lwbqj #Z hov#kh#R H#p d | #htx#l#p rg#l#fdw#r#qv#wr#frp sd#z lk#v#vdqgdugv#dv#vrf#dwhg#z lk#yrop h#or#d#wh#sxs#rvh#dqg#s#dfh#r#kvh#r#h{ lwbqj #Z d#wh#ulj kw#dv#vrf#dwhg#z lk#kh#h{ lwbqj #Z hov#kh#ghz #kvh#dqg# { dp l#d#dw#r#q# #kh#r#q#kvh#
- 5, Z hov#gulog#l#uh#Mxqh#B4/#5355###D ssdfdw#z kr#gulog#hov#iru#d#ehq#il#dd#kvh#z lk#rxw#suhds#surydd#irup #kh#R H#p d | #eh#vxe#hf#wr#d#l#q#h#r#rwkh#frqg#l#rqv#iru#id#l#uh#wr#frp sd#z lk#kh#R ug#l#dqf#h#t#htx#l#hp hq#r#ew#l#suhds#surydd#ehiruh#gulog#d#Z hov#r#eh#vvhg#iru#ehq#il#dd#kvh#t# { fh#sw#r#q#q#f#x#gh#Jhs#df#hp hq#Z hov#vxe#v#lk#h#h{ lwbqj #Z hov#kh#l#r#e#h#kvh#iru#d#ehq#il#dd#kvh#t#
- 6, H { lwbqj #Z hov#, #Uhw#lhg#X vhv#D q#dssdfdw#kv#lqj #dq#h{ lwbqj #Z hov#kdw#v#dv#vrf#dwhg#z lk#dq#h{ lwbqj #Z d#wh#ulj kw#kdw#l#e#h#hs#df#hg#r#u#p rg#l#hg# | #d#gl#l#uh#h#q#kvh#eh#lqj #dssdfh#iru#k#ur#x#j#kh#R H#p d | #eh#htx#l#hg# | #kh#R H#v#h#up l#d#wh#kh#d#wh#ulj kw#eh#lqj #hs#df#hg#dv#d#frqg#l#rq# #dss#suryd#t#d#ghz #dssdfdw#r#q#
- 7, H { lwbqj #Z hov#, #Sulru#G d#wh#v#, #H { lwbqj #Z hov#r#eh#vvhg# { f#x#v#ly#h#iru#d#ghz #kvh#z l#uh#f#h#l#h#d#sulru#G d#wh#r#kh#g#d#h#r#d#ssdfdw#r#q#H { lwbqj #Z hov#r#eh#vvhg#iru#d#ghz #kvh#l#q#frqmxqfw#r#q#z lk#rwkh#t# { lwbqj #kvh#v#kdw#d#uh#dss#suryh#r#eh#vvhg#v#p xodqhrxvd#r#q#kh#v#d#p h#Z hov#t#l#uh#f#h#l#h#d#ghz #sulru#G d#wh#r#kh#g#d#h#r#d#ssdfdw#r#q#iru#kh#ghz #kvh#sru#r#q#d#qg#z l#uh#d#l#q#kh#k#l#ur#l#f#sulru#G d#wh#iru#k#rvh#h{ lwbqj #kvh#dss#suryh#r#eh#vvhg#v#p xodqhrxvd#r#q#kh#v#d#p h#h{ lwbqj #Z hov#
- 8, Dxw#p dw# Z d#wh#uh#v# D#or#z h#q# # Dxw#p dw# v#rfn# z d#wh#uh#v#htx#l#shg# z lk#ryh#i#or#z #sur#h#f#ir#q#p d | #eh#vvhg#q#os#dfh#r#v#rfn#d#qnv#
- 9, 93VI#P d{ l#xp #Q xp ehu#r#Z hov##kh#h#l#q#r#d#p l#dw#r#q#r#kh#q#xp ehu#r#i#v#rfn#Z d#wh#D#or#z d#qf#hv#r#rqj#d#v#h#df#k#D#or#z d#qf#h#p h#h#k#d#ssdfdw#r#q#frqvw#xfwlrq#dqg#kvh#h#up v#vh#iru#k#l#kh#R ug#l#dqf#h###V w#rfn#Z d#wh#D#or#z d#qf#hv#d#uh#q#r#frxq#wh#v#r#z d#u#kh#v#r#d#q#x#p ehu#r#grp hvw#d#or#z d#qf#hv#v#h#iru#k#l#q#Z S) S #5044 : #
- : , Dq#p d#k#q#l#F d#dx#o#dw#r#q#v#v#rfn#kvh#yrop h#v#d#uh#r#eh#d#dx#o#whg#l#q#kh#v#d#p h#id#v#k#l#q#d#v#l#d#ss#d#h#g# | #kh#v#d#wh#r#P r#q#d#q#d#frq#v#xp s#v#h#kvh#l#8#j#d#or#q#v#s#h#u#d#q#d# | #u#B#4:#d#f#u#h#0 i#r#r#s#h#u#d#h#d#u#d#q#p d#k#q#l#H d#k#q#l#H t#x#l#d#q#f#h#v#r#z d#wh#frq#v#xp s#v#r#q#d#u#h#h#v#x#w#l#q#D#U#P #691451434#dqg#kh#z d#wh#frgyhuv#l#q#v#d#e#h#I#r#u#P #Q#r#948##I#r#u#P #Q#r#948#suhv#f#l#h#v#d#q#p d#k#q#l#d#wh#v#iru#frp p r#q#ydu#h#v#r#v#rfn#d#q#p d#v#

¹ June 01, 2022 was the date upon which the Board concluded public notice of the well drilling preapproval requirements had been sufficiently communicated.

; , Vwrfn#Z dwh#SR G #lhqflqj#Uhtx1hp hqw#lkh#wrfn#Z dwh#dor z dqfh#v#vrxfhg#iurp #d# vsbjj #kh#srqj#r#g lyhuvlrq#p xv#eh#hqfhg#r#h{foxgh#wrfn#

Z S) S#55044 : Dssursubdwlrq#Uljkw#iru#Grp hvw#Dor z dqfhv#iru#Krp hv#dqg#Exvljhvvhv# surfhv#iru#dssdfdwlrq#hyhz #dqq#lvxdqfh#qfogvh#qg lyjxdo#Vkdahg#dqq#Ghyharsp hq# Grp hvw#Dor z dqfhv#

4 , x vri#H{lwqj#Z hov#iru X quhj lywhuhq#dqg#Qhz #X vhv=##H{lwqj#Z hov#p d | #eh#xvhg#dv#d# srlqj#r#g lyhuvlrq#iru#ghz #ru#h{lwqj#xvhv#vr#rqj#d#h#Z hoz#dv#gu#h#hiruh#Mxqh# 34#5355#dqg#kh#h{lwqj#xvhv#kdyh#grw#ehhq#hj lywhuhq#xqghu#R ugldqfh##, 5040434# wkurxjk#04043 ; ##H{lwqj#Z hov#p xwp#hwh#d#kh#dp h#grp hvw#dor z dqfh#dssdfdwlrq# frqvwxfrq#dqg#kvh#wdqgdugv#d#rxg#eh#htx1hg#iru#ghz #Z hov##H{lwqj#Z hov#kd# duh#fxuhq#vhuylqj#dqg#z l#frqwlqxh#r#vhuyh#rwku#dwh#uljkw#p d | #kdyh#dgg l#rqd# frqg l#rqv#p svhvg#r#qvxuh#kh#hz #vh#grhv#r#v# {fhg#yroxp h#r#arz #dwh#wdqgdugv# z khq#frp eljh#z lk#kh#h{lwqj#xvhv##d#q#dssdfdq#frrrvhv#r#vh#dq#h{lwqj#Z hov# kh#R H#p d | #htx1h#p rgli#dwlrqv#r#frp sq#z lk#vdqgdugv#dvvrfl#whg#z lk#yroxp h# arz udh#sxusrvh#dqg#solfh#r#vh#r#h{lwqj#Z dwh#uljkw#dvvrfl#whg#z lk#kh#h{lwqj# Z h#r#q#kh#ghz #vh#dqg#h{dp b#dwlrq#r#kh#sulru#xvh#

5 , Z hov#gulog#lihu#Mxqh#B4#5355#Dssdfdqw#Z kr#gu#Z hov#iru#d#ehqhil#fd#vh#z lkrxw# suhdssurydd#irp #kh#R H#p d | #eh#vxen#f#r#d#ilh#ru#rwku#frqg l#rqv#iru#idbxuh#wr# frp sq#z lk#kh#R ugldqfh#t#htx1hp hq#r#ewd#q#suhsurydd#hiruh#gulog#d#Z hov# eh#vhg#iru#ehqhil#fd#vh# {fhsulrvq#qfogvh#Jhsolhp hq#Z hov#vxev#lk#h#Z hov#dqg# Z hov#gulog#r#d#q#h#iru#htx1h#h#vhuj#kh#d#z l#qrw#eh#vhg#iru#d#ehqhil#fd#vh# {fhsulrvq#qfogvh#Jhsolhp hq#Z hov#vxev#lk#h#Z hov#dqg#

6 , H{lwqj#Z hov#, #Jhwhq#X vhv#Dq#dssdfdq#vbjj#dq#h{lwqj#Z hov#kd#v#dvvrfl#whg#z lk# dq#h{lwqj#Z dwh#uljkw#kd#z l#eh#hsolhp#r#p rgli#h# | #d#gl#lihuhq#vh#ehlqj#dssdfh# iru#wkrxjk#kh#R H#p d | #eh#htx1hg# | #kh#R H#r#z lk#gdz#kh#dwh#uljkw#ehlqj#hsolhp# dv#p#frqg l#rq#dssurydd#d#h#ghz #dssdfdwlrq#

7 , H{lwqj#Z hov#, #sulru#Gdwh#v# {lwqj#Z hov#r#eh#vhg#ru#dwh#vhv#grw#dvvrfl#whg# z lk#dq#h{lwqj#yddg#z dwh#uljkw#z l#hf#lyh#d#sulru#gdwh#r#kh#gdwh#r#dssdfdwlrq# H{lwqj#Z hov#r#eh#vhg#v#xodghrxvd#iru#d#ghz#vh# #f#frq#qf#l#rq#z lk#rwku#l#gg#dq# h{lwqj#xvh#dvvrfl#whg#z lk#d#yddg#z dwh#uljkw#wk#d#d#sulru#gdwh#r#eh#xvhg# v#p#xodghrxvd#q#kh#dp h#z h#z l#hf#lyh#d#ghz #sulru#gdwh#r#kh#gdwh#r#dssdfdwlrq# iru#kh#ghz #vh#sulru#q#Vxfk#I{lwqj#Z hov#z l#hwh#kh#l#wh#sulru#gdwh#iru#krvh# h{lwqj#vhv#dvvrfl#whg#z lk#d#yddg#z dwh#uljkw#

8 , R wku#Ex#lqj#v#Gihq#Ex#lqj#v#vsdfhg#farvh#iru#b#l#farvh#sur{p l#v#r#d#p dq# krp h#r#exvljhvv#l#qfog#lqj#vkrsu#rxwex#lqj#v#DG X v#dqg#rwku#p d#h#di#bd#whg# ex#lqj#frqghf#l#rqv#gr#qrw#frxq#d#d#dq#dgg l#rqd#k#p#r#exvljhvv#d#dq#eh# dgghg#r#kh#z dwh#uljkw#sxusrvh#dv#R wku#r#r#aj#d#kh#frqghf#l#rqv#gr#grw# {fhg# wku#h#l#q#xp eh#dqg#du#rf#whg#z lk#l#kh#v#dp h#sdufh#r#xqgdu# Wk#l#grhv#grw#dssq# wr#ex#lqj#v#kd#du#d#o#h#dg | #r#s#olqqhg#r#eh#hsdud#whg# | #d#sd#du#h#r#xqgdu#

² June 01, 2022 was the date upon which the Board concluded public notice of the well drilling preapproval requirements had been sufficiently communicated.

- 9, Gukojj#Wlp h#Olp lw#Xsrq#R H#dxwkrul}dwlrq#wr#frqvwxfw#d#grp hwlf#dorzM dafh#dxwkrul}dwlrq#wr#gukojj#kh#Z ho#/kh#dssdfdqw#z ldkdyh#rgh#hdu#r#kdyh#kh#Z holong##Idbxuh#r#p hh#kh#ghdgdh#p d|#hvxo#q#up lqdwlrq#i#kh#dssdfdwlrq#q#dssdfdqw#p d|#uhtxhw#d#ghgdjh#{whqvlrq#vlgj#Irup #3:I#ehiruh#ru#dihu#k l#ghdgdh#surylghg#kd#wk#dssdfdqw#kdv#p dgh#surjuhvv#rq#kh#l#ghyhar#p hqw#kh#h{whqvlrq#irup #ldqj#hh#lqfuhdvhv#dihu#p lvgj#kh#ghdgdh#
- : , EhqhilfbdX vh#Wlp h#Olp lw#Xsrq#R H#dxwkrul}dwlrq#wr#frqvwxfw#d#grp hwlf#dorzM dafh#dxwkrul}dwlrq#wr#gukojj#kh#Z ho#/kh#dssdfdqw#z ldkdyh#rgh#hdu#dihu#kh#Gukojj#Wlp h#Olp lw#sx#kh#Z dwlu#r#ehqhilfbdXvh#krrn#ks#r#kh#krp h2exvbhvv#lqg#sx#kh#Z dwlu#wr#vh,##kh#dssdfdqw#p xv#lh#93G I OS du#E#z lk#lq#453#gd|v#r#frp s#h#lqj#kh#surylhf#dgg#sx#lqj#Z dwlu#r#ehqhilfbdXvh#dv#v#vshflihg#q#kh#R ug#lqdqfh##Dq#dssdfdqw#p d|#uhtxhw#d#ghgdjh#{whqvlrq#vlgj#Irup #93:I#ehiruh#ru#dihu#k l#ghdgdh#surylghg#kd#wk#dssdfdqw#kdv#p dgh#surjuhvv#rq#kh#l#ghyhar#p hqw#kh#h{whqvlrq#irup #ldqj#hh#lqfuhdvhv#dihu#p lvgj#kh#ghdgdh#
- ; , P xqflsdd#Z dwlu#Vxssd#Frqqhfwrqv##Dq|#dssdfdqw#uhtxhwlgj#d#Grp hwlf#DorzM dafh#wdw#lq#lk#lq#833#ihhw#r#d#P xqflsdd#Z dwlu#Vxssd#ru#Wuled#htxlyd#lq#p xv#surylgh#d#dwlu#irup #wdw#P xqflsdd#Z dwlu#Vxssd#V|vhp ru#kh#Wulehv#wdw#kh|duh#hixvhg#d#frqqhfwrqv#r#kh#P xqflsdd#Z dwlu#Vxssd#dv#kh#sup du|dohuqdlyh#r#rewalqbj#d#ghz#Grp hwlf#DorzM dafh,, w#uhtxluhp hqw#l#z dlyhg#z khq#xvlgj#d#Z h#wdw#z dv#gulog#ehiruh#xq#B4#355##
- < , Xvh#r#IIS#Ghdyhu#Z dwlu#dvrflbhq#z lk#Grp hwlf#DorzM dafh# ##Dq|#Grp hwlf#DorzM dafh#s#olq#kdw#lqfoghv#kh#vh#r#IIS#ghdyhu#Z dwlu#r#luj dw#olz q#dgg#j#dughq#olqgvfdsbjj#hdwkuhv#ru#iru#vrfn#z dwlu#p xv#surylgh#d#dwlu#irup #kh#IIS#P dqdjhu#dxwkrul}bjj#kh#xvh#r#IIS#ghdyhu#Z dwlu#dv#arqj#dv#kh#dssdfdqw#uhp lq#j#rrg#vdqg#bjj#lk#IIS#kh#dwlu#i#ssuryd#p xv#h#dwhg#z lk#lq#v#p r#q#k#v#r#kh#Grp hwlf#DorzM dafh#s#ssdfdwlrq#kh#vh#IIS#dwlu#p d|#DorzM#lq#dssdfdqw#r#lssq#ru#lrgd#grp hwlf#xvdjh#rq#dq#lqg#lygxd#Vkd#uhg#ru#Ghyhar#p hqw#Grp hwlf#DorzM dafh#qrw#r#h{fhhg#arz#dqg#r#rop h#vdqg#dugv##
- 43, Xvh#it#vh#dwlu#k#v#v#r#k#h#q#z lk#Grp hwlf#DorzM dafh# ##Dq|#Grp hwlf#DorzM dafh#s#olq#kdw#lqfoghv#kh#vh#r#i#l#v#lqj#Z dwlu#l#j#k#v#r#l#u#j#dw#olz q#dgg#j#dughq#olqgvfdslbjj#hdwkuhv#ru#iru#vrfn#z dwlu#p xv#surylgh#d#frs|r#kh#Z dwlu#l#j#k#devvd#f#d#dqg#d#vdw#hp hqw#l#v#r#k#r#z#k#l#v#kh#Z l#k#h#q#frus#udwhg#q#r#kh#l#Grp hwlf#DorzM dafh#s#olq##
- 44, P d{p xp #Q xp eh#ru#Frqqhfwrqv##
 d, Iqg#lygxd#Grp hwlf#DorzM dafh#p d|#rqd#eh#Frqqhfwhg#r#q#h#krp h#ru#exvbhvv##
 e, Vkd#uhg#Grp hwlf#DorzM dafh#p d|#rqd#eh#frqqhfwhg#w#r#ru#k#uhh#krp hv#ru#exvbhvvhv##
 f, Ghyhar#p hqw#Grp hwlf#DorzM dafh#duh#frqqhfwhg#r#iru#ru#p ru#h#krp hv#dgg#2ru#exvbhvvhv#kdw#duh#frqvlgh#d#Ghyhar#p hqw#xgghu#R ug#lqdqfh#, #40437+49, #dv#dgg#lrgd#frqg#l#q#h#e|xevhfwrq#5#eharz##
 i, ru#frqvljx#xv#r#ru#far#d#frqvljx#s#du#h#frqvljx#l#q#h#sur#y#h#r#u#t#h#l#v#l#j#k#q#h#u#kh#v#p#h#ru#di#i#l#v#h#q#h#r#z#q#h#u#k#l#j#h#r#o#k#r#u#t#h#l#h#q#h#t#h#k#r#o#k#r#j#h#x#e#g#l#l#q#h#u#

Vkrdhg#Grp hwlf#Dorz dqfhv#fdg#vhuyh#p nh#wkrdg#6#sdurhov#Orw, #Grp hwlf#
 Dorz dqfhv#vkdv#vhuyh#7#ru#p nh#sursrvhg#ru#h{lvbjj, #sdurhov#Orw, #xggby#
 djjlhvg#rzbhuvkls#tkdoh#Frqybhihg#Ghyharsp hq#Grp hwlf#Dorz dqfh#
 f, Lqfuhp hq#d#qfuhdvhv#q#kh#qxp ehu#Fraqqhfwrqv#Dorz dqfhv#p d| #fdxvh#d#surhf#
 wr#eh#uhfowlvlihg#dv#Vkdulg#ru#Ghyharsp hq#Grp hwlf#Dorz dqfh#ru#d#Qhz#
 Dssursudlwirqv#yrop h#dqg#orz#dwh#vdqgdugv#duh#fhhghg#

45, Ghyharsp hq#Grp hwlf#Dorz dqfh#Qxp ehu#Fraqqhfwrqv#Wrsurylgh#iru#p d{p xp #
 i{le b#r#exlgbj#rswrqv#kh#qxp ehu#r#frqyhfwrqv#iru#d#Ghyharsp hq#Grp hwlf#
 Dorz dqfh#duh#edvhg#rq#bqgylgxd#ehgurrp v#wdw#frxg#eh#frqiljxuhg#lq#dq#
 dudqjhp hq#r#exlgbj#ghvlhg#| #kh#ghyharshu#D#vbj#JY#krrnxs#v#frxqwhg#dv#kh#
 htxlyd#qwr#r#q#h#hgurrp 1#D#frqyhuydwlyh#dsurdfk#qfoghv#p rghw#olz q#dqg#j dughq#
 xvhw#kdw#grwsuhvhq#rgd| #duh#dhhd#r#h{lv#q#kh#xwkuh#E dvhg#cq#dq#dorfdwirq#r#
 4#I2|hdu#iru#d#80ehgurrp #krxvh#z lk#d#120dfuh#| dug#dqg#kvbj#d#518#D I2|hdu#Z U#iru#
 dq#dfuh#r#olz q#dqg#j dughq#hdfk#bqgylgxd#ehgurrp #v#dorfdwlg#358#D I2|hdu#z k#f#
 lqfoghv#3958#dfuhv#r#olz q#dqg#j dughq#khuh# | #dorzbj#ks#wr#53#ehgurrp v#wr#eh#
 frqyhuydwlyh#ghyharshg#qghu#3#D I2|hdu#Ghyharsp hq#Grp hwlf#Dorz dqfh#
 #

H{dp s#d#ldqjhp hq#p d| #qfogh#exw#duh#grw#p lmg#r#

- Irxu#0ehgurrp #krp hv#lk#16#dfuhv#r#olz q#dqg#j dughq#hdfk#
- Ilyh#0ehgurrp #krp hv#lk#15#7#dfuhv#r#olz q#dqg#j dughq#hdfk#
- Irxu#0ehgurrp #krp hv#lk#19#dfuhv#r#olz q#dqg#j dughq#
- Wkhh#0ehgurrp #krp hv#lk#1:8#dfuhv#r#olz q#| dughq#
- R qh#530krrnxs#JY#sdun#z lk#158#dfuhv#r#olz q#| dughq#
- R qh#dsdw#hq#exlgbj#z lk#h#q#50ehgurrp #xqlw#dqg#158#dfuhv#r#mrwd#olz q#|
) #j dughq#

#

Dgkhuhqfh#r#kl#surfhgxuh#grhv#grw#donydwh#dq#dssdfdqw#htxuhp hq#r#p hdvxuh#
 dqg#hsru#bqgxd#z dwhut#yrop h#dqg#nhhs#kh#rvdd#bqgxd#yrop h#bqgylhuhg#harz#kh#3#
 D I2|hdu#p d{p xp #dqg#kh#orz#dwh#harz#6#S P #dv#hv#iru#lq#kh#R ugldqfh#D qgxd#
 z dwhut#p hdvxuhp hq#lq#h{fvv#r#kh#vdqgdugv#p d| #hvxo#lq#hyrfdwirq#r#kh#z dwhu#
 uj kw#dqg#r#lqhv#| #kh#rdug#

#

Wk#l#v#vadadu#p#v#vha#lv#xlahdah#aa#lq#dssdfdqw#htxhvw#ydu#dqfh#urp#kh#deryh#
 p xv#surylgh#d#z dwhu#K vh#S@lq#sxwxdqw#r#hfwrq#Z S) S#5044: +56, #harz ####

#

46, Lqfogv#r#h{lvbjj#xvhv##lq#rughu#wr#dyrlg#dgyhuvh#hiifw#vkurxjk#frp elqhg#
 dssursudlwirqv#r#z dwhu#xvhv#wdw#z h#qrw#htxuhg#wr#eh#qrwfhg#wr#kh#sxedf#ru#
 vxwrxqgljj#dqgrz qhv#uhylrxv#juxqg#dwhu#hui#edhv#GQUF#rup#35, #dqg#vdwh#
 edvhg#hj#lwdlwirqv#R H#rup#35I, #l#frxqwt#r#dug#kh#p d{p xp #dorzd#grp hv#
 dorz dqfhv#Fr#hdfk#krp h#r#exvbjhvv#vhuyhgt#| #q#h{lvbjj#juxqg#dwhu#hui#dwh#ru#
 vdwh#edvhg#hj#lwdlwirq#kh#p d{p xp #qxp ehu#lqgylgxd#Grp hv#Dorz dqfhv#z lq#h#

thgxfhg# | #qht#dgg#W#h#p d{ p xp #Ghyharsp hqw#Grp hwlf#Dorz dqfhv#Z hoh#thgxfhg#
e|B#hgu rp v###

- 47 , P d{ p xp #Oxp ehut#Z hov###
 d, Iqg lygxdd#dgg#Vkdihg#Grp hwlf#Dorz dqfhv#duh#hvwulfwhg#wr#qh#Z hoi###
 e, Ghyharsp hqw#Grp hwlf#Dorz dqfhv#duh#hvwulfwhg#wr#kuhh#rvd#Z hov#wr#hqvxuh#dq#
 dssursubdh#or#z #duh#iru#ndfk#Z hoi###
 f, L#Z dhu#vxsod#lv#p lmg#dgg#htx1hv#dq#dohugdlyh#wr#d,#rufe ,#deryh,/kh#dssdfdgw#
 p xv#surylh#xvw#lfdwlrq#iru#kh#phhg#dgg#hw#R H#ds surydd#lq#dgydqfh#iru#kh#vh#k#
 dgg#lrdqdd#Z hov#iru#grp hwlf#dor#z dqfhv###
- 48 , Dgg#lrdqdd#Z hoi#hh#iru#Ghyharsp hqw#Grp hwlf#Dorz dqfhv##Hdfk#Z hoi#| rgg#qh#iru#d#
 Ghyharsp hqw#Grp hwlf#Dorz dqfh#kdv#dq#dgg#lrdqdd#dssdfdwlrq#lqj#hh#d#v#hw#iru#k#q#
 Irup #9G Z I#dgg#q#Z S) S #30435#
- 49 , P hdvxuhp hqw#GhyJfhv###
 d, Hdfk#Ghyharsp hqw#Grp hwlf#Dorz dqfh#Z hoi#xvw#kdyh#dq#R H#ds suryhg#p hdvxulqj#
 ghylfh#kdw#frqwlqxd#p hdvxuhv#rvd#yrop h#glyhuhg#dgg#w#p h0shulrg#r#i#kh#
 glyhuvlrq#kdw#or#z v#iru#p rqwd#gylhuhg#yrop hvi#r#eh#fdaxolhg#iru#d#Z hov#q#kh#
 v|vhp###
 e, Z hoi#z qhuv#duh#htx1hg#r#hsru#kh1#vdjh#r#rup #95I#hdfk# hdut#dgg#d#bxuh#r#
 gr#v#p d| #qfxu#d#lq#r#ut#ln#hyrfdwlrq#r#kh#Z dhu#ilj kw#
 f, Irut#kh#R H#mr#ds suryh#d#p hdvxulqj#ghylfh#kh#dssdfdgw#p xv#surylh#kh#R H#Z lk#
 frp s#wh# lqirup dwlrq# derxw# kh# p hdvxulqj# ghylfh+v, # s#qv# iru# lqv#d#lq#v#
 lghqwl#fdwlrq#r#lqv#d#u#/#lghqwl#fdwlrq#r#uhfrug#lqj#ihdwkuhv#/dgg#lghqwl#fdwlrq#r#
 s#qv#r#rshudw#kh#ghylfhv##Wkl#lqirup dwlrq#p xw#eh#bfoghg#lq#kh#93GG#S du#D#
 dssdfdwlrq#dgg#p xw#eh#suhdsuryhg#ehiruh#lqv#d#lq#v#d#u#/#Wkh#R H#r#
 dq| #htx1sp hqw#grhv#qrw#surylh#kh#dssdfdgw#dq#dvvxudqfh#wdw#kh#sur#rvhg#
 htx1sp hqw#l#Z run#v#sursrvhg#srq#suhdsuryd#Wkh#R H#Z l#v#xvh#dsuryd#Wkh#
 sursrvhg#p hdvxulqj#ghylfh#s#d#q#darqj#Z lk#kh#S du#D#dssdfdwlrq#dsuryd#
 g, R qfh#rshudw#qd#kh#R H#Z l#frqgx#d#q#lqv#hf#lq#v#d#u#/#Wkh#lqv#d#lq#v#
 htx1sp hqw#dgg#lqv#d#lq#v#d#u#/#frqgx#f#h#sxuvx#d#q#v#Wkh#suhdsuryd#Wkh#R H#p d| #
 uhtxhv#d#hvw#r#hovxuh#kh#htx1sp hqw#v#xqf#lq#lq#surshu#

4 : , Sdufh#W#l#hv#iru#p d{ p xp #Oxp ehut#F rqqhf#lq#Wkh#p d{ p xp #xp ehut#F rqqhf#lq#
 d#l#d#l#d#h#r#i#l#d#d#h#g#r#z qhuv#l# /#q#f#o#g#l#q# /#x#v#q#r#p l#m#g# /#r#x#v#l#q# /#v#
 d#q| #e#p e#l#d#l#q# /#x#v#l#h#v# /#d#q# /#h#v#l#h#q# /#d#q# /#l# /#r#u# /#l# /#r#u# /#d# /#
 s#x#u#x#h# /#z#r#9GG#I#Ghyharsp hqw#D#or#z dqfhv# /#r#u#x#s# /#r#u# /#v# /#93G#I#l#qg lygxdd#G#rp hwlf#
 D#or#z dqfh# /#93G#I# /#d#u#f#h# /#s#d#u#f#h# /#d# /#s#x#u#x#h# /#x#s# /#r# /#x#u# /#Ghyharsp hqw#D#or#z dqfhv# /#r#u#x#s# /#r#
 45#93G#I#l#qg lygxdd#G#rp hwlf#D#or#z dqfhv# /#Wk# /#frx#g# /#f#o#g# /#d#p l# /#r# /#93G#I#d#q#9GG#I#
 w#shv#d#v#Z hoi#Wkhvh#ghyharsp hqw#krz hyhu#Z l#h#q#f#x#p ehut#kh#surshu# /#iru# /#x#v#u#h#
 grp hwlf#d#or#z dqfhv#l#q#shushw#l# /#r#u# /#q# /#Wkh#ghyharsp hqw#duh#hp ryhg#l#q#kh#Z d#h#u#
 ulj kw#Z lk#gudz q###

4 , Dgg#x#d#y#r#x#p h# /#D#q#x#d#y#r#x#p h# /#p l# /#5 I# /#D#I#2|hdu#iru# l#qg lygxdd#d#q#V#k#dihg#Grp hwlf#
 D#or#z dqfhv# /#Irup # /#93G#I# /#d#q# /#3 # /#D#I#2|hdu#iru# Ghyharsp hqw#Grp hwlf#D#or#z dqfhv# /#Irup #

9GG I ,#rq#sdufho#53#dfuhv#ru#hvv#duh#g lyhuhg#dp rxqw/#qrw#r#eh#frq ixvhg#z lk#frqvxp hg#yrop h##

4< ,F rp elghg#iarz #udhv###d#surhf#iru#dq | #grp hvwf#dor z dqfh#kvhv#p ruh#kdq#qh#z ho#wh#fpx xolvh#ru#frp elghg#iarz #udhv#r#d#Z ho#rshudwqj #vlp xodqhrxvd #vkda#grw#h{fhhg#eh#txde#ru#hvv#kdq#68#J SP #

53 ,Vwfn#Z dhu#Yrop hv#iru#Grp hvwf#Dor z dqfhv#Vwfn#yrop hv#duh#dgg lyh#r#rwku#grp hvwf#xvhv#iru#yrop h#fdfxowlrqv#dqg#wxv#p d | #hgxfl#p d{lp xp #qxp ehv#r#frqqhfwrqv#ru#wh#dfuhdj#r#oZ q#dqg#j duhq#l#lfoxghg#l#d#sursrvhg#z dhu#ghyha#sp hq#

54 ,Dvvrfldwrg#r#Z dhu#Ujkw##Z dhu#ulj kw#kdw#vkdhu#d#srblw#r#g lyhuwlq#frqyh|dqfh#/solfh#r#xvh#ru#duh#jurxshg#iru#sxusrvhv#r#ghwup lqbj#wh#p d{lp xp #qxp ehv#r#frqqhfwrqv#z lo#eh#dvvrfldwg#wh#kurxjk#d#uhp dun#rq#wh#z dhu#ulj kw#lxxdqfh#dqg#dewwdfw#Dvvrfldwg#qirup dwrg#erxw#k#frp elghg#vh#p d | #lor#eh#lfoxghg#

55 ,Grp hvwf#Z dhu#Vrudjh#Vrudjh#dfbwhv#dvvrfldwg#z lk#dq | #grp hvwf#z dhu#vwhp #p xw#eh#hgfavhg#dqg#grfxp hqvhg#l#yrop h#arfdrq#v|vwhp #dwdfkp hq#dgg lirqd#sxp s#quidwuxfwuh#hsuk#lexulg#dqg#whutshu#ghq#ghvlj#q#fulhul#

56 ,H{fhsuirqv#r#Vwdqgdugv#dqg#Z dhu#Xvh#Scolqv##Dq | #sursrvhg#h{fhsuirqv#r#Vwdqgdugv#p xw#lfoxgh#dq#hqqj lhhuv#k|guraj lwv#truhvlijq#vshf lldwv#lxxvhhvp hq#l#ghhg#dqg#ixqfwrq#Iru#frp p huf ldo#lexvbhvv#dqg#whut#kqtxh#z dhu#vhv#kdw#uh#kqtxh#kh#R#p d | #htxlih#kh#lssdfdqw#r#surylh#d#Z dhu#Xvh#Scolq#kdw#vshf lihvy#yrop hv#arz #udh#dqg#ghvlj q#sdup hwhuv#ru#dfk#sursrvhg#sxusrvh#r#kvhv#ru#ghilqhv#krz #dhu#Vrudjh#z lo#eh#ghvlj qhg#dqg#xvhg###wh#R H#fkrrvhv#r#dvhv#sursrvhg#h{fhsuirqv#r#Vwdqgdugv#dq#h#lfoxghg#lp hdqh#p d | #eh#p svh#q#lssdfdwrg#hyhz #skdvhv#

WP&P 22-118. Process for development of new uses from Flathead System Compact Water.

WP&P 22-119. Appropriation Rights for Non-consumptive Geothermal Heating or Cooling Exchange Wells.

WP&P 22-120. Temporary Emergency Appropriations.

WP&P 22-121. Short-term use of a portion of the Tribal Water Right for road construction or dust abatement.

WP&P 22-122. Short-term use of an appropriation right that is not part of the Tribal Water Right for road construction or dust abatement.

WP&P 22-123. Wetland Protective Appropriation Rights.

WP&P 22-124. Wetland Quantified Appropriation Rights.

WP&P 22-125. Notice of Trust Status Conversion for Lands with Appurtenant Water Rights Arising Under State Law Acquired by the Tribes.

WP&P 22-126. Water Management Board Adjustment of Priority Date Pursuant to Compact.

WP&P 22-127. Tribal Utilization of Water Right with Adjusted Priority Date.

WP&P 22-128. Public Water Supply Reporting Requirements

CHAPTER III – ENFORCEMENT

WP&P 31-101. Scope

WP&P 31-102. Complaint to the Engineer Regarding Actions or Inactions Between Appropriators.

WP&P 31-103. Resolution of Complaint.

WP&P 31-104. Appeal to the Board.

WP&P 31-105. Petition to the Engineer by Any Appropriator Aggrieved by Actions or Inactions of a Water Commissioner.

WP&P 31-106. Resolution of Petition.

WP&P 31-107. Appeal to the Board from a Decision on a Petition.

WP&P 31-108. Appeal from a Decision of the Board.

WP&P 31-109. Emergency Enforcement Powers of the Engineer.

WP&P 31-110. Additional Enforcement Powers of the Engineer.

- 1) Pursuant to Ordinance, § 3-1-110, the Engineer may deny water right applications on parcel(s) where there are existing illegal uses of water until such time as the illegal uses of water cease and associated infrastructure is permanently removed or the water user finds a way to remedy the illegal use of water through lease, new water right application, or other legal means. This action may occur in the absence, or the presence, of additional enforcement actions imposed by the Engineer as authorized by the Ordinance and these Procedures.

WP&P 31-111. Expedited Appeal to the Board in the Event of Certain Actions by the Engineer.

WP&P 31-112. Additional Enforcement Powers of the Board.

WP&P 31-113. Fines.

WP&P 31-114. Appointment of Water Commissioners.

WP&P 31-115. Powers and Duties of Water Commissioners.

WP&P 31-116. Recourse from Water Commissioner Decisions.

WP&P 31-117. Removal of Water Commissioners.

WATER POLICY & PROCEDURES CERTIFICATIONS

These policies and procedures are hereby adopted by the Flathead Reservation Water Management Board on this _____ day of _____, 20____, for the operation of the Office of the Water Engineer.

Board Chair, Clayton Matt: _____ Date: _____

Board Vice Chair, Roger A. Noble: _____ Date: _____