

STOCK WATER ALLOWANCE NOTICE OF COMPLETION

Mail form to:

Flathead Reservation Office of the Water Engineer

PO Box 37

Ronan, MT 59864

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

Use this form after the Office of the Engineer has issued an Authorization to Construct a Stock Water Allowance (Form 60SA-Part A) and the diversion is built, **and** the water has been put to use.

You must file this form within 120 days after putting water to use in order to receive your water right.

TYPE: Stock Water Well, Stock Water Pit, and Stock Water Tank Served by Surface Water Allowances

WELL (OR DEVELOPED SPRING) ALLOWANCE:

Maximum Diverted Flow: 35 gallons per minute

Maximum Volume: 2.4 acre-feet/year

Source: Groundwater

*Must be dispensed in a Stock Tank

PIT ALLOWANCE:

Capacity: 5 acre-feet or less

Maximum annual volume: 10 acre-feet or less

Source: Groundwater seepage, or non-perennial stream

SURFACE WATER ALLOWANCE:

Maximum Diverted Flow: 10 gallons per minute and

Maximum Volume: 2.4 acre-feet/year

Source: perennial or non-perennial stream

*Must be dispensed in a Stock Tank

Filing Fee: \$0.00

Read attached instructions **before** completing this form.
Incomplete or incorrectly filed forms may result in processing delays.

OFFICE of the ENGINEER USE ONLY

Water Right # _____ Basin _____

Date Rec'd _____

Time _____ AM / PM

Rec'd By _____

Payor _____

Amount Rec'd _____

Check # _____

Receipt # _____

Refund _____ Date _____

1. WATER RIGHT NUMBER _____

2. WATER RIGHT OWNER INFORMATION

Name(s) _____

Mailing Address _____

City _____ State _____ Zip _____

Cell/Home Phone _____ Email Address _____

3. DEVELOPMENT TYPE (Select one only)

- Stock Well (or Developed Spring) Allowance § 2-2-116 (5):**
 - a. The well construction complies with the requirements of Section 1-1-111 *CSKT-MT Compact Unitary Administration and Management Ordinance*;
 - b. Maximum flow rate is 35 gallons per minute or less;
 - c. Maximum annual diverted volume is 2.4 acre-feet or less;
 - d. Means of diversion is a single well or developed spring;
 - e. Well is not physically connected to a home or business;
 - f. Means of diversion includes well shaft casing; and
 - g. Stock water use associated with the appropriation is dispensed using stock tanks.
 - h. If your stock water is sourced from a developed spring, you must construct a fence to exclude stock from the developed spring to protect the point of diversion.
- Stock Water Pit Allowance § 2-2-116 (6):**
 - a. Capacity of the stock water pit is 5 acre-feet or less;
 - b. Maximum annual appropriated volume is 10 acre-feet or less;
 - c. Stock water pit allowance is sourced from groundwater seepage, a non-perennial stream, or both, ditches or pipelines are not permitted to fill a stock water pit.
 - d. Stock water pit allowance is constructed on and accessible to a parcel of land 40 acres or larger and owned or under control of the applicant; and
 - e. Construction of the means of diversion complies with Tribal Ordinance 87(A) (Aquatic Lands Conservation Ordinance).
- Stock Water Tank Served by Surface Water Allowance § 2-2-116 (7):**
 - a. Maximum flow rate is 10 gallons per minute or less;
 - b. Combined maximum annual diverted volume is 2.4 acre-feet or less;
 - c. Sourced from a perennial or non-perennial stream;
 - d. Means of conveyance is a fully contained pipe or hose. Open ditch conveyance is not allowed;
 - e. Construction of the means of diversion complies with Tribal Ordinance 87(A) (Aquatic Lands Conservation Ordinance); and
 - f. Stock Water associated with the appropriation is dispensed using one or more stock tanks;

4. PROJECT CONSTRUCTION

Provide the following information:

- Date well or developed spring, pit, or surface water diversion was constructed: _____
- Date water was first put to use: _____
- Include your Well Log, if applicable, which can be found online: <https://mbmqgwic.mtech.edu/>

5. SOURCE OF WATER SUPPLY

- Well
- Developed spring (must be fully enclosed)
- Non-perennial stream, Name: _____, Tributary to: _____ (for stock water pits/tanks only)
- Perennial stream, Name: _____, Tributary to: _____ (for stock water served by surface water)
- Other: _____

6. COMBINATION OR SHARED DEVELOPMENT

- a. If this stock allowance is shared by multiple land parcels, a shared well agreement is required and must be submitted with this application. A shared well agreement can be used for pits and surface water sources.
- b. Is this development used in combination with another water source? Yes No
- c. If yes, explain how the development is used with existing points of diversion. Attach a map or diagram if needed. _____

7. CONSTRUCTION DETAILS AND DESCRIPTION OF USE

A. Please describe your appropriation works including the following, as appropriate:

(Attach drawings, receipts, etc. to help describe the information requested)

Well

Casing size _____ (FT) Static water level _____ (FT) Well depth _____ (FT) Flow rate _____ (GPM)
 Stock Tank capacity _____ (GAL)

Pit

Surface area _____ (FT²) Maximum depth _____ (FT) Pit capacity _____ (GAL / AC/FT)
 Construction Specifications _____

Stock Water Tank Served by Surface Water

flow rate _____ (GPM) Stock Tank capacity _____ (GAL)
 means of surface water diversion _____
 pipe or hose specifications _____
 regulator/shutoff specifications _____

B. Number & type of stock : (Ex: 40 cows & 300 chickens)

Amount of water (volume) used per year. _____ (AC/FT)

Is the water dispensed with a stock tank? Yes NO

Year-round use? Yes No If no, from _____ to _____ inclusive of each year.

8. POINT OF DIVERSION

Latitude _____ Longitude _____
 _____ 1/4 _____ 1/4 _____ 1/4 Section _____ Township _____ N S Range _____ E W

County _____ Lot _____ Block _____ Subdivision Name _____

Tract No. _____ COS/TSR No. _____ Government Lot _____

Street Address, including City/State/Zip Code _____

9. PLACE OF USE

Geocode of the place of use (17 digits) _____

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

Is the place where water is used the same as the point of diversion? Yes No

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

Latitude _____ Longitude _____
 _____ 1/4 _____ 1/4 _____ 1/4 Section _____ Township _____ N S Range _____ E W

County _____ Lot _____ Block _____ Subdivision Name _____

Tract No. _____ COS/TSR No. _____ Government Lot _____

Street address, including City/State/Zip Code _____

10. MAP

Montana Cadastral aerial images can be used to help generate a map. (<http://svc.mt.gov/msl/mtcadastral/>)

A finalized map must be submitted with the application and include the following marked and labeled:

- Property boundaries and ownership information with a minimum radius of 500 feet of the stock water allowance development.
- Township, Range, and Section of the point of diversion and place of use.
- The location of all stock water allowance developments; well(s), Pits and Stock Tanks including purpose of each, including Latitude and Longitude in decimal degrees.
- The location of stock tanks.
- Buildings on the site, including identification of Well connections.
- All wells within a 500-foot radius of the stock water allowance development.
- Other well connections, including conveyance, water right points of diversions, and surface water features.

11. DECLARATION OF OWNERSHIP *ORIGINAL owner signatures, copies will not be accepted.

I declare under penalty of perjury that the statements appearing here are, to the best of my knowledge, true and correct and affirm that I have possessory interest, or the written consent of the person with the possessory interest, in the point of diversion, place of use, and conveyance.

Applicant 1 Printed Name _____

Authorized Signature _____ **Date** _____

Applicant 2 Printed Name _____

Authorized Signature _____ **Date** _____

Applicant 3 Printed Name _____

Authorized Signature _____ **Date** _____

Applicant 4 Printed Name _____

Authorized Signature _____ **Date** _____

QUALIFYING QUESTIONS FOR STOCK WATER ALLOWANCE NOTICE OF COMPLETION

1. Did you file form 60SA-Part A *and* receive authorization to develop your Stock Water Allowance
 - If not, you cannot file this form. Contact the Office of the Engineer for information about the proper form.
 - If yes, proceed to the next questions.
2. Are all uses proposed on 60SA-Part A completed and in place?
 - If not, you cannot submit this form at this time.
 - If yes, proceed to the next questions.
3. Is your Well expected to exceed a flow rate of 35 gallons per minute or 2.4 acre-feet in volume per year, or your pit to exceed a volume of 5 acre-feet and an appropriated volume of 10 acre-feet per year, or your surface water serving a stock tank to exceed 10 gallons per minute or a volume of 2.4 acre-feet in volume per year? For help calculating your volume, you can contact the Office of the Engineer.
 - If so, you cannot file this form at this time. Contact the Office of the Engineer for more information.

Complete this form ONLY if you have determined this is the correct form to file.

INSTRUCTIONS FOR STOCK WATER ALLOWANCE NOTICE OF COMPLETION**1. Water right Number**

- a. This number is on your original 60DF-Part A application. If you do not have this number, contact the office of the Engineer.

2. Water Right Owner Information

- a. Enter the complete name of the person(s) to be listed as the water right owner(s), their mailing address, and a phone and email address. Applicants should match the title on the property. If the property is held in trust or incorporated, please provide proof (trust documents or titles of incorporation) that the applicant(s) signing the application is authorized by the trust or corporation.

3. Development Type

- a. Specify what type of stock water allowance you constructed by checking the corresponding box.

4. Project Construction

- a. Provide the date of construction and when the water was put to use. If you constructed a well to supply your stock, a well log is required. All wells must be constructed to the Montana Groundwater Diversion Standards adopted in the Unitary Administration and Management Ordinance (MCA 85-20-1902). (See Below)

5. Source of Water Supply

- a. Check the corresponding box to explain the water source.

6. Combination or Shared Development

- a. Is this development combined with another groundwater development? This means physically connected, or manifolded with, or share the same well or developed spring, as a point of diversion.
- b. If yes, describe all shared or associated developments, such as previous water rights associated with the same development (provide water right number or abstract), and/or type of connections that exist. Provide an additional map if necessary.

7. Construction Details and Description of Use

- a. Provide all pertinent details listed on the form only for the allowance type you have constructed. Attach drawings, receipts, etc. to help describe the information requested.
- b. Identify the number and type of stock you plan to supply.
 - i. If the water is used year-round, check 'Yes'. If not, check 'No' and enter the months and days water is used each year.
 - ii. Calculate the amount of volume your stock require annually using stock water use standards set forth in the Administrative Rules of Montana 36.12.115.

8. Point of Diversion

- a. Enter the land description for the location of the development. Describe the location to the nearest 10 acres if possible.
- b. Legal land descriptions, subdivisions, geocodes, and certificate of survey information may be obtained from the county records, tax statements, or from the Montana Cadastral system:
<http://svc.mt.gov/msl/mtcadastral/>
- c. Subdivisions – In addition to the above description, enter the lot and block or tract number, subdivision name.
- d. Certificate of Survey - In addition to the land description, enter the survey number.
- e. Government Lots – In addition to the land description, enter the government lot number.
- f. Street or Road Address – Enter the physical address of the development including city, state, and zip code.

9. Place of Use

- a. Enter the geocode(s) of the place of use. Geocodes can be found in county records, tax statements, or at Montana Cadastral: <http://svc.mt.gov/msl/mtcadastral/>
- b. If the place of use is generally the same as the point of diversion, check 'Yes' and proceed to Item 10.
- c. If not, check 'No' and continue with item 9 (using instructions for Item 8) to describe the place of use

10. Map

- a. A finalized (as-built) map is required. Include all information required on the form. A good option for producing a map is to print out an image of your parcel from the Montana Cadastral (<http://svc.mt.gov/msl/mtcadastral/>) and draw features directly on the printed map that includes your property boundaries.

11. Declaration of ownership

- a. All owners of record at the place of use, point of diversion, and conveyance must sign the application and attest that the statements on the form are true and correct.

**Montana Groundwater Diversion Standards adopted in the
Unitary Administration and Management Ordinance (MCA 85-20-1902)**

1. Wells:

a. Persons that drill, make, or construct wells, including monitoring wells, on the Reservation shall comply with Title 37 Chapter 43, MCA, and ARM 36 Chapter 21 licensing, conduct, and regulatory requirements, or any successor provisions promulgated in State law.

b. All well construction on the Flathead Reservation shall meet the standards set forth in ARM 36 Chapter 21, or any successor provisions promulgated in State law.

c. Construction and operations of all wells must comply with all applicable Federal, State, Tribal, and local environmental regulations.

2. Developed Springs:

a. All Developed Spring collection components, including but not limited to infiltration galleries, infiltration basins, and French drains, shall be installed and buried under the surface of the ground.

b. All means of storage and conveyance, including but not limited to supply pipes, cisterns, and pump housings, shall be sealed and made impervious to water and designed in a manner that protects the source from backflow and surface contamination.

c. Open pits, or excavations shall not be used as a means of diversion for developed springs.

d. Construction and operation of all Developed Springs must comply with all applicable Federal, State, Tribal, and local environmental regulations.

3. Aquifer injection is not allowed except when used exclusively for Heating/Cooling Exchange Wells.

ATTENTION

This application does not exclude you from other permitting requirements such as but not limited to:

- **CSKT Aquatic Lands Conservation Ordinance (ALCO)**
- **Section 404 of the Clean Water Act (CWA)**
- **Section 401 of the CWA**
- **MT DEQ Subdivision of Platting Act**