

## General Objections to CSKT

1. The Montana Constitution Article IX Section 3 (3) states "All surface, underground, flood, and atmospheric waters within the boundaries of the state are the property of the state for the use of its people and are subject to appropriation for beneficial uses as provided by law." I am one of the people of the state as well as the CSKT members. No one is above the other. If the CSKT have a water need they can apply to the DNRC Just as any other Montanan.
2. The Water Court Decree letter has vagueness and inaccuracies: it mentions the FIIP which is "Flathead Indian Irrigation Project". FIIP does not exist. It is the FIPP, "Flathead Irrigation Power Project". This appears to be an attempt to elevate the Tribe in the water issue. The letter refers to a Water Rights Compact ("Compact"). Is that SB 262 that came out of the MT legislature or is it the Daines Bill that came from Congress? There are differences in the bills and neither has been ratified by all parties involved; State, CSKT and federal. Which bill is the decree based on? On page one of case no. WC-0001-c-2021 paragraph two it states; "The Flathead Compact defines the reserved water rights of the Tribes". "Define" means a quantification of the water for the CSKT. Neither the Daines Bill or SB 262 quantified the amount of water the Tribe needed. With that, it would be easy for the Tribe to say that my water rights take away from their water right. How does that fit the MT Constitution?
3. The Water Court letter asks me to defend my current water rights, but it doesn't ask about future development that could require more water. I'm sure the CSKT will have needs of water for future development for increased population, industrial and agricultural needs. That would apply to me as well.