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Water Policy Interim Committee

63rd Montana Legislature

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JENNIFER FIELDER
BRADLEY MAXON HAMLETT
SHARON STEWART-PEREGOY

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STEVE FITZPATRICK
REILLY NEILL

COMMITTEE STAFF

JASON MOHR, Lead Staff
HELEN THIGPEN, Staff Attorney
NADINE SPENCER, Secretary

MINUTES LOG

CSKT Compact Technical Working Group

July 17, 2014

Room 335, State Capitol Building
Helena, Montana

Please note: These minutes provide abbreviated information about committee discussion, public testimony, action taken, and other activities. To the left of each section in these minutes is a time designation indicating the approximate amount of time in hours, minutes, and seconds that has elapsed since the start of the meeting. This time designation may be used to locate the referenced discussion on the audio or video recording of this meeting.

Access to an electronic copy of these minutes and the audio or video recording is provided from the Legislative Branch home page at <http://leg.mt.gov>. On the left-side menu of the home page, select *Committees*, then *Interim*. Once on the page for *Interim Committees*, scroll down to the appropriate committee. The written minutes summary, along with the audio and video recordings, are listed by meeting date on the interim committee's web page.

Hard copies of the exhibits for this meeting are available upon request. Legislative Council policy requires a charge of 15 cents a page for copies of the document.

COMMITTEE MEMBERS PRESENT

MR. JOHN METESH, Chair
MR. ANDREW BRUMMOND
MR. RUSSELL LEVENS
MR. KIRK WAREN
MR. LARRY DOLAN
MR. MIKE MCLANE

STAFF PRESENT

JASON MOHR, Lead Staff
KRISTINA LEMING, Secretary

AGENDA & VISITORS' LIST

Agenda, [Attachment 1](#).
Visitors' list, [Attachment 2](#).

COMMITTEE ACTION

None

CALL TO ORDER AND ROLL CALL

00:00:00 John Metesh, state geologist, director, Montana Bureau of Mines and Geology (MBMG), called the meeting to order at 10:02 a.m. The secretary called the roll, [Attachment 3](#).

00:00:50 Mr. Metesh discussed constructing the technical working group's draft report of findings.

00:02:19 Larry Dolan, surface water hydrologist, Water Management Bureau, Department of Natural Resources and Conservation (DNRC)

00:02:44 Mr. Metesh, said that he presented the draft answers to the questions from Rep. Ballance and Rep. Regier at the July 8 WPIC meeting, [Exhibit 1](#).

00:06:19 Mike McLane, water resources specialist, Department of Fish, Wildlife, and Parks (FWP)

00:07:28 Kate Vandemoer, hydrologist, Concerned Citizens of Western Montana

00:07:51 Mr. McLane

00:08:37 Mr. Metesh

AGENDA

REVIEW OF TECHNICAL WORKING GROUP WORK PLAN

00:09:32 Mr. Metesh

00:10:28 Mr. Dolan

00:12:33 Russell Levens, section supervisor/groundwater hydrologist, Water Management Bureau, DNRC

00:13:20 Jason Mohr, research analyst, Legislative Services Division (LSD)

00:14:06 Kirk Waren, senior research hydrologist, groundwater modeler, Ground Water Investigation Program, MBMG

00:15:35 Mr. Metesh

00:17:00 Mr. Dolan

00:18:23 Mr. Metesh

00:21:26 Mr. Levens

00:21:46 Andrew Brummond, water rights/streamflow specialist, Region 4, FWP

00:21:59 Mr. Mohr

00:22:43 Mr. Metesh

INTRODUCTIONS

00:24:21 Jerry Laskody, irrigator, Mission Irrigation District
00:24:36 Ms. Vandemoer
00:24:42 Mary Price, staff scientist, Legal Department, Confederated Salish and Kootenai Tribe (CSKT)
00:24:49 Stan Jones, hydrologist, Reserved Water Rights Compact Commission (RWRCC), DNRC
00:24:57 Craig Barfoot, fisheries biologist, CSKT
00:25:08 Bill Greiman, retired, DNRC

ADAPTIVE MANAGEMENT WITHIN THE PROPOSED CSKT WATER RIGHTS COMPACT

00:25:27 Seth Makepeace, hydrologist, CSKT, gave a PowerPoint presentation on adaptive management and the technical elements of the water use agreement, [Exhibit 2](#).

00:38:07 Mr. Metesh
00:39:03 Mr. Makepeace

00:40:07 Mr. Makepeace continued his presentation.

00:49:54 Mr. Waren
00:49:59 Mr. Makepeace
00:50:36 Mr. Dolan
00:51:42 Mr. Makepeace
00:53:05 Mr. Waren
00:53:17 Mr. Makepeace

00:54:62 Mr. Makepeace continued his presentation.

00:56:30 Mr. Dolan
00:57:03 Mr. Makepeace
00:57:18 Mr. Dolan
00:57:39 Mr. Makepeace

00:59:04 Mr. Makepeace continued his presentation.

01:01:50 Mr. Dolan
01:02:04 Mr. Makepeace
01:02:27 Mr. Metesh

01:03:37 Mr. Makepeace continued his presentation.

01:05:51 Mr. Brummond
01:06:00 Mr. Makepeace

01:06:29 Mr. Makepeace continued his presentation.

01:09:07 Mr. Laskody
01:09:25 Mr. Makepeace

01:10:14 Mr. Makepeace continued his presentation.

01:10:50 Mr. Dolan
01:11:05 Mr. Makepeace
01:11:19 Mr. Dolan
01:11:37 Mr. Makepeace
01:12:50 Mr. Brummond
01:13:07 Mr. Makepeace
01:13:25 Mr. Waren
01:13:48 Mr. Makepeace

01:14:14 Mr. Makepeace continued his presentation.

01:23:04 Mr. Dolan
01:24:00 Mr. Makepeace

01:24:14 Mr. Makepeace continued his presentation.

01:30:31 Mr. Dolan
01:30:38 Mr. Makepeace
01:31:11 Mr. Dolan
01:31:57 Mr. Makepeace
01:32:57 Mr. Dolan
01:33:11 Mr. Makepeace
01:33:23 Mr. Dolan
01:33:27 Mr. Makepeace

01:33:55 Mr. Makepeace continued his presentation.

01:39:56 Mr. Dolan
01:40:23 Mr. Makepeace
01:41:10 Mr. Metesh
01:41:20 Mr. Makepeace
01:42:11 Mr. Laskody
01:43:27 Mr. Makepeace
01:44:11 Mr. Laskody
01:44:22 Mr. Makepeace
01:44:37 Mr. Metesh
01:44:55 Mr. Makepeace
01:45:58 Ms. Vandemoer
01:46:40 Mr. Makepeace
01:47:23 Ms. Vandemoer

01:47:46 Mr. Makepeace continued his presentation.

01:56:22 Mr. Dolan
01:56:35 Mr. Makepeace
01:57:17 Mr. Laskody
01:57:45 Mr. Makepeace
02:01:19 Mr. Dolan
02:01:25 Mr. Makepeace

02:01:46 Mr. Makepeace continued his presentation.

02:03:53 Mr. Metesh
02:04:00 Mr. Makepeace
02:04:50 Mr. Metesh
02:05:24 Mr. Makepeace
02:06:03 Mr. Brummond
02:06:48 Mr. Makepeace
02:07:23 Mr. Brummond
02:07:36 Mr. Makepeace
02:07:45 Mr. Brummond
02:08:04 Ms. Vandemoer
02:08:46 Mr. Makepeace
02:09:06 Mr. Metesh
02:09:36 Ms. Vandemoer
02:10:25 Mr. Makepeace
02:11:00 Ms. Vandemoer
02:11:59 Mr. Makepeace
02:12:32 Mr. Brummond
02:13:08 Mr. Metesh
02:14:00 Mr. Brummond
02:14:14 Mr. Makepeace
02:15:03 Mr. Laskody
02:15:51 Mr. Brummond
02:15:57 Mr. Dolan
02:16:30 Mr. Waren
02:16:49 Mr. Metesh

02:19:58 Recess

ADAPTIVE MANAGEMENT WITHIN THE PROPOSED CSKT WATER RIGHTS COMPACT CONTINUED

03:24:43 Mr. Makepeace

INTRODUCTIONS

03:32:35 Rep. Keith Regier, House District 5, Kalispell
03:32:37 Mark Baker, attorney, CSKT

03:32:42 Mr. Makepeace continued his presentation.

03:37:34 Mr. Dolan
03:37:37 Mr. Makepeace

03:38:30 Mr. Makepeace continued his presentation.

Working group questions and discussion

03:56:09 Mr. Waren
03:56:28 Mr. Makepeace
03:56:49 Mr. Dolan
03:57:19 Mr. Makepeace
03:57:49 Mr. Dolan
03:58:04 Mr. Makepeace
03:58:09 Mr. Dolan
03:58:24 Mr. Makepeace
03:58:55 Mr. Dolan
03:59:06 Mr. Laskody
03:59:49 Mr. Makepeace
04:00:40 Mr. Metesh
04:01:10 Mr. Makepeace
04:02:15 Mr. Laskody
04:02:35 Mr. Metesh
04:03:00 Mr. Laskody
04:04:44 Mr. Makepeace
04:06:26 Mr. Brummond
04:06:44 Mr. Makepeace
04:07:39 Mr. Dolan
04:07:55 Mr. Makepeace
04:08:15 Mr. Dolan
04:08:42 Mr. Makepeace
04:09:48 Mr. Dolan
04:09:52 Mr. Makepeace
04:11:16 Mr. Dolan
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04:14:05 Ms. Vandemoer
04:14:23 Mr. Makepeace
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04:15:02 Mr. Makepeace
04:15:28 Ms. Vandemoer
04:16:10 Mr. Makepeace
04:16:25 Ms. Vandemoer
04:17:12 Mr. Makepeace
04:17:58 Ms. Vandemoer
04:18:10 Mr. Metesh

04:18:15	Mr. Makepeace
04:19:19	Ms. Vandemoer
04:19:31	Mr. Makepeace
04:19:44	Mr. Metesh
04:20:05	Mr. Makepeace
04:20:21	Mr. Brummond
04:20:43	Mr. Makepeace
04:21:09	Mr. Brummond
04:21:27	Mr. Makepeace
04:21:40	Mr. Brummond
04:21:58	Mr. Makepeace
04:22:51	Ms. Vandemoer
04:23:23	Mr. Makepeace
04:24:05	Mr. Metesh
04:24:41	Mr. Makepeace
04:26:32	Mr. Dolan
04:28:19	Mr. Metesh
04:28:46	Mr. Makepeace
04:31:46	Ms. Vandemoer
04:32:25	Mr. Makepeace
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04:37:55	Mr. Laskody
04:38:15	Mr. Makepeace
04:38:48	Mr. Laskody
04:38:56	Mr. Makepeace
04:39:14	Mr. Metesh
04:39:46	Mr. Makepeace
04:41:03	Mr. Laskody
04:42:26	Mr. Makepeace
04:43:06	Mr. Waren
04:43:43	Mr. Laskody, provided a copy of the "Dutton" report, Exhibit 3 .
04:45:23	Mr. Metesh
04:46:12	Mr. Laskody
04:46:36	Mr. McLane
04:47:35	Mr. Makepeace
04:47:52	Mr. Metesh
04:48:20	Mr. Makepeace
04:48:43	Mr. McLane
04:49:36	Mr. Makepeace
04:50:20	Mr. McLane
04:50:57	Mr. Makepeace

04:51:37 Mr. McLane
04:52:19 Ms. Vandemoer
04:53:00 Mr. Metesh
04:53:11 Mr. McLane
04:54:29 Mr. Dolan
04:54:39 Mr. McLane
04:54:49 Mr. Metesh
04:54:57 Ms. Vandemoer
04:55:02 Mr. Makepeace
04:56:45 Mr. Metesh
04:57:07 Mr. Makepeace
04:58:04 Ms. Vandemoer
05:00:10 Mr. Brummond

PUBLIC COMMENT ON ANY TECHNICAL WORKING GROUP ISSUE

05:01:04 Rep. Regier

05:03:41 Mr. Metesh adjourned the meeting at 3:06 p.m.

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