SENATE JUDICIARY
Exhibit No. 32 31
Date: 2/16/15
Bill No. SB262
2-16-15

Honorable Senators of the state of Montana:

I urge you to vote against the CSKT water compact.

- The federal reserved water rights process requires the purpose and quantity of the reservation be defined. Nothing off the reservation.
- Montana Fish, Wildlife, and Parks is by no means qualified to be an entity which recieves a water right through the federal reserved water rights compact process.
- The CSKT compact, in its current form, would also take water rights from individuals without compensation or due process of the law; which violates both the U.S. constitution and the Montana constitution.
- The purpose and quantity of reservation have not been defined.
- The compact would place non-tribal irrigators under the jurisdiction of a management board which they do not have a vote.

In conclusion the CSKT compact does not follow either the Montana or U.S. Constitution in the protection of private property rights. Does not heed the federal reserved water rights, by not defining the purpose and quantity of the reservation. Also involving a state agency to be included does

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not hold with the federal reserved water rights. It is also unconstitutional to place citizen's of the state of Montana under jurisdiction of the tribes. Also in conclusion, if the threat of litigation is the only reason to be in favor of the compact; a court system liberal enough to grant the CSKT more than they are already claiming. Would also be liberal enough to re-open every compact in the western United States causing a wholesale takings of private property.

The CSKT Compact is <u>not</u> about settling the water requirements of the reservation, but a political payback. No less than the integrity of the Montana water court, Montana Constitution, and U.S. Constitution are at stake, along with private property rights through out Montana.

Respectfully yours
Will Graveley
Rocky Mountain Stockgrowers Assoc.
Avon, MT

Matt handed in for Will