

NOTICE OF RECEIPT WATER RIGHT APPLICATION

(Pursuant to Section § 85-2-307(1), MCA)

Summarized below are the application details as described in an Application to Change of Appropriation Water Right received by the Department of Natural Resources & Conservation on NOVEMBER 13, 2023. This notice reflects the application details only as originally submitted. The notice does not reflect changes to the application details made during the review process.

Application Number: 40C 30162292

Applicant: BERGIN LAND & LIVESTOCK LTD
PO BOX 219
MELSTONE, MT 59054 0219

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
PROVISIONAL PERMIT	40C-30105634	SEPTEMBER 11, 2017

PAST USE OF WATER

WATER HAS BEEN PRIMARILY APPROPRIATED FOR COMMERCIAL STOCK USE. OTHER MINOR USAGE FOR THIS RIGHT INCLUDE DOMESTIC (4 AF), LAWN & GARDEN (2.5 AF), STOCK (4.25 AF) AND MARKETING (9.85 AF).

POINT(S) OF DIVERSION LISTED FOR 40C 30105634

- 1) WELL LOCATED SW SE NE 17 9N 30E MUSSELSHELL MT
- 2) WELL LOCATED NE SW NE 17 9N 30E MUSSELSHELL MT
- 3) WELL LOCATED NE SW NE 17 9N 30E MUSSELSHELL MT
- 4) WELL LOCATED SW SE SE 17 9N 30E MUSSELSHELL MT
- 5) WELL LOCATED NW NE NE 20 9N 30E MUSSELSHELL MT

PROPOSED CHANGE

APPLICANT IS PROPOSING TO ADD 8 ADDITIONAL STOCK TANKS (ST) TO PERMIT 40C 30105634. THESE STOCK TANKS WILL BE INSTALLED ALONG EXISTING PIPELINES. ST #39 IN THE APPLICATION IS LOCATED IN TOWNSHIP 10N RANGE 29E SECTION 29 NE NE SW. ST 40 IS IN TOWNSHIP 10N 29E SECTION 40 SW SW NW.

STOCK TANKS 41(NW SW NW), 42 (NE SW NW) & 43 (NW SE NW) ARE LOCATED IN TOWNSHIP 9N RANGE 30E SECTION 17 WITH THEIR QUARTER SECTIONS DENOTED IN PARENTHESES.

STOCK TANKS 44 (NW SW SW), 45 (SE SW NW), & 46 (NE SW NW) ARE LOCATED IN TOWNSHIP 9N RANGE 30E SECTION 8 WITH THEIR QUARTER SECTIONS DENOTED IN PARENTHESES.

THEY WILL BE SERVICING THE SAME NUMBER OF LIVESTOCK AND WILL FACILITATE DISTRIBUTION.

In general, the department will make a preliminary determination to grant or deny this application within 120 days of the date the application is deemed correct and complete. That date is currently unknown. If the preliminary determination is to grant the application, the application will be published in the local newspaper and a notice will be sent to appropriators who, according to the department records may be affected by the proposed appropriation. Individuals will have at least 15 days and no more than 60 days (specific deadline will be identified at time of notice) to submit an objection under § 85-2-308, MCA, after the application has been published in the newspaper.

Direct questions regarding this application to the Water Resources Regional Office, 613 NE MAIN, SUITE E, LEWISTOWN, MT 59457-2020 PHONE: 406-538-7459