

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 MAY 18, 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: 43A 30160743

Applicant: RMW RANCH TRUST
% JOSEPH MICALLIF, TRUSTEE, FIDUCIARY COUNSELING
30 7TH ST E., STE 200
SAINT PAUL, MN 55101 4930

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	43A-23646	MAY 14, 1909

PAST USE OF WATER

STATEMENT OF CLAIM 43A 23646-00 WAS USED HISTORICALLY TO IRRIGATE 240 ACRES IN THE S2 SECTION 8 T03N R08E, PARK COUNTY DURING A PERIOD OF USE OF 4/1-10/15. THE SOURCE OF WATER IS MUDDY CREEK WITH A HISTORIC POINT OF DIVERSION AT THE H.B. LANDERS DITCH HEADGATE LOCATED IN THE SWNE SECTION 12 T03N R07E, GALLATIN COUNTY. 43A 23646-00 HAS A DECREED FLOW RATE OF 6.00 CFS AND A PRIORITY DATE OF MAY 14, 1909.

PROPOSED CHANGE

THE APPLICANT PROPOSES TO CHANGE THE POINT OF DIVERSION AND PLACE OF USE OF STATEMENT OF CLAIM 43A 23646-00. THE APPLICANT PROPOSES TO CHANGE THE POINT OF DIVERSION TO A HEADGATE NEAR A CENTER PIVOT PUMP IN THE NENW SECTION 8 T03N R08E, PARK COUNTY. THE APPLICANT PROPOSES TO REDUCE THE HISTORIC POU TO 166.8 ACRES AND ADD 33.8 ACRES IN THE N2N2NW SECTION 17 T03N R08E, PARK COUNTY FOR A TOTAL OF 200.6 ACRES IN THE PROPOSED PLACE OF USE. THE APPLICANT ALSO PROPOSES A REDUCTION IN FLOW RATE FROM 6 CFS TO 5.02 CFS.

ADDITIONAL INFORMATION

ONE OF TWO CHANGE APPLICATION SUBMITTED CONCURRENTLY.

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, 2273 BOOT HILL COURT, SUITE 110, BOZEMAN, MT 59715-7249 FAX: 406-587-9726 PHONE: 406-586-3136