

PUBLIC NOTICE

Notice to Water Users
(Pursuant to Section 85-2-307, MCA)

The following application has been submitted to change a water right in the State of Montana.

THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION PROPOSES TO GRANT AN APPLICATION TO CHANGE A WATER RIGHT. DESCRIBED BELOW ARE THE PERTINENT FACTS WHICH SUMMARIZE THE APPLICATION. THE PRELIMINARY DETERMINATION (PD) DOCUMENTING THE FINDINGS OF FACT AND CONCLUSIONS OF LAW AND ANY CONDITIONS ATTACHED TO THE WATER RIGHT ARE AVAILABLE ON THE INTERNET AT <https://dnrc.mt.gov/Water-Resources/Water-Rights/application-status-environmental-assessments/>.

OBJECTION DEADLINE: JUNE 14, 2024. THE DEPARTMENT CAN ONLY ACCEPT OBJECTIONS FILED ON AN OBJECTION TO APPLICATION, FORM 611. MAIL THE COMPLETED FORM AND THE \$50.00 FILING FEE TO THE DNRC, PO BOX 201601, HELENA, MT 59620-1601 BY THE DEADLINE SPECIFIED. THE FORM IS AVAILABLE ON THE DEPARTMENT'S WEBSITE.

DIRECT ANY QUESTIONS PERTAINING TO THE APPLICATION, TO OBTAIN THE PD OR OBJECTION FORM TO THE WATER RESOURCES OFFICE AT 1424 9TH AVENUE, PO BOX 201601, HELENA, MT 59620-1601 FAX: 406-444-9317 PHONE: 406-444-6999.

Application Number: 41B 30123390

Applicant: MEINE, ROBERT & DOROTHY REVOCABLE TRUST
% JERRY MEINE
590 MEINE LN
DILLON, MT 59725 7365

WATER RIGHT NUMBER(S) BEING CHANGED

<u>Water Right Type</u>	<u>Water Right Number</u>	<u>Priority Date</u>
STATEMENT OF CLAIM	41B 88648-00	JULY 31, 1881
Historical Flow Rate: 1.33 CFS	Historical Consumptive Volume: 36.90 AC-FT	Historical Diverted Volume: 56.80 AC-FT
STATEMENT OF CLAIM	41B 88661-00	APRIL 1, 1900
	Historical Consumptive Volume: 18.70 AC-FT	Historical Diverted Volume: 18.70 AC-FT

PAST USE OF WATER

THE PAST USE OF WATER FOR CLAIM 41B 88648-00 WAS FOR IRRIGATION OF 35 ACRES IN THE S2S2 S24, T8S, R9W, BEAVERHEAD COUNTY. WATER WAS DIVERTED FROM SHEEP CREEK WITH A DIKE IN THE SESWSE S24 T8S R9W ONTO LAND ADJACENT TO THE STREAM WITH NO CONVEYANCE LOSSES. THE PERIOD OF DIVERSION AND PERIOD OF USE WERE MARCH 20 TO NOVEMBER 14. THE HISTORICAL USE OF THIS WATER RIGHT IS A MAXIMUM DIVERTED FLOW RATE OF 1.33 CFS, A DIVERTED VOLUME OF 56.8 AF, AND A CONSUMED VOLUME OF 36.9 AF.

THE PAST USE OF WATER FOR CLAIM 41B 88661-00 WAS FOR LIVESTOCK DRINKING DIRECTLY FROM A SPRING IN THE SWSENE S14, T10S, R9W, BEAVERHEAD COUNTY. THE PERIOD OF DIVERSION AND PERIOD OF USE WERE JANUARY 1 TO DECEMBER 31. THE HISTORICAL USE OF THIS WATER RIGHT IS A MAXIMUM DIVERTED AND CONSUMED VOLUME OF 18.7 AF.

PROPOSED CHANGE

VOLUME: 42.60 AC-FT

THE APPLICANT PROPOSES TO CHANGE THE POINT OF DIVERSION, PLACE OF USE, PURPOSE, AND TO ADD STORAGE TO CLAIM 41B 88648-00. UNDER THE PROPOSED CHANGE, 35 ACRES OF LAND IN THE S2S2 S24, T8S, R9W, BEAVERHEAD COUNTY, WILL NO LONGER BE IRRIGATED FROM SHEEP CREEK. THE APPLICANT ALSO PROPOSES TO CHANGE THE POINT OF DIVERSION, PLACE OF USE, PURPOSE, AND TO ADD STORAGE TO CLAIM 41B 88661-00. UNDER THE PROPOSED CHANGE, UP TO 1100 HEAD OF LIVESTOCK WILL NO LONGER DRINK FROM A SPRING IN THE SWSENE S14, T10S, R9W, BEAVERHEAD COUNTY. THE PROPOSED USE IS TO DIVERT WATER FROM SHEEP CREEK WITH A DAM TO FILL A RESERVOIR FOR THE PURPOSE OF FISHERY APPROXIMATELY 12 MILES UPSTREAM FROM CLAIM 41B 88648-00 AND ROUGHLY AT THE LOCATION OF CLAIM 41B 88661-00 IN THE W2SENE S14, T10S, R9W, BEAVERHEAD COUNTY. THE SPRING FROM CLAIM 41B 88661-00 WILL BE LOCATED UNDER THE PROPOSED RESERVOIR ONCE IT IS FILLED. AFTER THIS CHANGE, THE APPLICANT WILL APPROPRIATE 36.9 AF UNDER CLAIM 41B 88648-00 AND 5.7 AF UNDER CLAIM 41B 88661-00. THE PROPOSED PERIOD OF USE IS JANUARY 1 THROUGH DECEMBER 31.

PUBLISHED IN: DILLON TRIBUNE ON MAY 1, 2024.