

# 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 4, 2019. 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 :** 40A 30146765  
  
**Applicant :** DAVID PUMP  
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**WATER RIGHT NUMBER(S) BEING CHANGED**

<b>Water Right Type</b>	<b>Water Right Number</b>	<b>Priority Date</b>
STATEMENT OF CLAIM	40A-207227	JUNE 10, 1883
STATEMENT OF CLAIM	40A-207229	JUNE 11, 1890
STATEMENT OF CLAIM	40A-207230	JUNE 15, 1881
STATEMENT OF CLAIM	40A-207231	MAY 18, 1881

**PAST USE OF WATER**

STATEMENT OF CLAIM NOS. 40A 207227, 207229, 207230, & 207231-00 ARE IRRIGATION RIGHTS CLAIMED FOR 790.5 ACRES OF FLOOD IRRIGATION LOCATED IN SEC 1, 11, & 14 TWP 7N RGE 11E MEAGHER CO, SEC 4, 5, & 8 IN TWP 7N RGE 12E WHEATLAND CO AND SEC 27, 32, 33, & 34 TWP 8N RGE 12E WHEATLAND CO. THE CLAIMED SOURCE IS LITTLE ELK CREEK AND THE RIGHTS HAVE PRIORITY DATES OF JUNE 10, 1883, JUNE 11, 1890, JUNE 15, 1881, & MAY 18, 1881, RESPECTIVELY. ELEVEN POINTS OF DIVERSION ARE USED TO IRRIGATE THE PLACE OF USE. THE FLOW RATES FOR 40A 207227, 207230, & 207231-00 ARE 3.33 CFS. THE FLOW RATE FOR 40A 207229-00 WAS DECREED TO BE "66.66% OF ALL SURPLUS WATERS OF THE SOURCE OVER AND ABOVE THE FIRST FOUR RIGHTS."

**PROPOSED CHANGE**

**FLOW RATE: 3.33 CFS**

APPLICANT PROPOSES TO ADD A POINT OF DIVERSION AND CHANGE THE PLACE OF USE. THIS APPLICATION IS BEING SUBMITTED IN COMBINATION WITH TWO OTHER CHANGE APPLICATIONS TO ADD THE SAME POINT OF DIVERSION AND PLACE OF USE. THE CHANGES, IF AUTHORIZED, WILL ALLOW APPLICANTS TO USE PORTIONS OF THE WATER RIGHTS INVOLVED FOR IRRIGATION UNDER TWO CENTER PIVOTS. THE UNCHANGED PORTIONS OF THE EXISTING WATER RIGHTS WILL CONTINUE TO BE USED FOR FLOOD IRRIGATION, AS HISTORICALLY OPERATED. THE NEW POINT OF DIVERSION FOR PIVOT IRRIGATION IS LOCATED IN THE NWSWNW SEC 14 TWP 7N RGE 11E MEAGHER CO. THE PLACE OF USE IS GENERALLY LOCATED IN SEC 1, 11, & 12 IN TWP 7N RGE 11E MEAGHER CO, SEC 4, 5, 6, & 7 IN TWP 7N RGE 12E WHEATLAND CO, AND SEC 32, 33, & 34 IN TWP 8N RGE 12E WHEATLAND CO.

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 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 FAX: 406-538-7089 PHONE: 406-538-7459