

# 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 SEPTEMBER 13, 2011. 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 :** 41D 30051805

**Applicant :** CHILDREY, ELIZABETH T REVOCABLE T/A  
ELIZABETH & WILLIAM CHILDREY, TRUSTEES  
6430 ROSELAWN RD  
RICHMOND, VA 23226 3115

**WATER RIGHT NUMBER(S) BEING CHANGED**

<b>Water Right Type</b>	<b>Water Right Number</b>	<b>Priority Date</b>
STATEMENT OF CLAIM	41D-100952	APRIL 1, 1919
Historical Flow Rate:	Historical Consumptive Volume:	AC-FT
	Historical Diverted Volume:	AC-FT
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Historical Flow Rate:	Historical Consumptive Volume:	AC-FT
	Historical Diverted Volume:	AC-FT

**PAST USE OF WATER**

HISTORICALLY, WATER FROM THE BIG HOLE RIVER WAS DIVERTED FROM A HEADGATE LOCATED IN THE NESWNE, SEC. 4, T5S, R8W, MADISON COUNTY. WATER WAS CONVEYED USING THE ZIEGLER DITCH TO IRRIGATE 30.5 ACRES LOCATED IN THE W2NE, SEC. 3, T5S, R8W, MADISON COUNTY AT A RATE OF 1.16 CFS FROM APRIL 1 TO DECEMBER 4.

**PROPOSED CHANGE**

**VOLUME: 55.20 AC-FT**

THE PURPOSE OF THIS CHANGE APPLICATION IS TO CHANGE THE POINT OF DIVERSION, SOURCE, PERIOD OF USE, AND PLACE OF USE. THE NEW DIVERSION IS A PROPOSED WELL DIVERTING GROUNDWATER LOCATED IN THE SWNWNE SEC. 3, T5S, R8W, MADISON COUNTY. THE NEW PLACE OF USE PROPOSES TO IRRIGATE 30.5 ACRES IN THE W2NE, SEC. 3, T5S, R8W, MADISON COUNTY. THE NEW PROPOSED PERIOD OF DIVERSION AND PERIOD OF USE IS FROM APRIL 15 TO OCTOBER 15.

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 45 days 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