

# 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 AUGUST 10, 2015. 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 :** 41H 30103245

**Applicant :** NORTON PROPERTIES LLC  
63020 LOWER MEADOW DR  
BEND, OR 97701  
  
J & D FAMILY LP  
270 AUTOMOTIVE AVE  
BOZEMAN, MT 59718  
  
NORTON RANCH HOMES LLC  
63278 POWELL BUTTE HWY  
BEND, OR 97701 9429

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

<b>Water Right Type</b>	<b>Water Right Number</b>	<b>Priority Date</b>
STATEMENT OF CLAIM	41H-30023118	OCTOBER 15, 1866
STATEMENT OF CLAIM	41H-30023119	JUNE 15, 1881
STATEMENT OF CLAIM	41H-30023120	JUNE 1, 1867

**PAST USE OF WATER**

WATER WAS HISTORICALLY USED TO IRRIGATE 140 ACRES JUST WEST OF BOZEMAN. THESE WATER RIGHTS HAVE HISTORICALLY BEEN SPLIT OUT BETWEEN OWNERS, WITH THE ORIGINAL, PRE-SPLIT PLACE OF USE BEING 480 ACRES (NORTON RANCH). OTHER CHANGES HAVE PREVIOUSLY BEEN AUTHORIZED ON THESE WATER RIGHTS, TO CHANGE THE PLACE OF USE. IRRIGATION, WEST GALLATIN RIVER, GALLATIN COUNTY.

**PROPOSED CHANGE**

THIS CHANGE IS FOR ANY REMAINING IRRIGATION WATER LEFT AFTER CHANGE APPLICATION 41H 30102910 (MITIGATION CHANGE FOR BOSTWICK PROPERTIES) IS COMPLETED ON WATER RIGHTS 41H 30023118, 41H 30023119, AND 41H 30023120. THE REMAINING IRRIGATION WATER WILL BE CHANGED TO IRRIGATE THE NEW CITY OF BOZEMAN SPORTS COMPLEX OFF FLANDERS MILL RD (WEST BOZEMAN) AND TO ADD A PLACE OF STORAGE. THE ANTICIPATED AMOUNTS ARE APPROXIMATELY 2.35 CFS UP TO 405.5 AF TOTAL VOLUME (WITH 165.8 AF OF CONSUMED VOLUME).

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