

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 11, 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 : 41H 30143744

Applicant : HOME 40 LLC
1668 BUCKRAKE AVE
BOZEMAN, MT 59718

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	41H-15358	APRIL 30, 1881
STATEMENT OF CLAIM	41H-15849	APRIL 30, 1881

PAST USE OF WATER

HISTORICALLY, UP TO 2.24 CFS OF WATER WAS DIVERTED FROM MIDDLE (A.K.A., HYALITE) CREEK AND CONVEYED THROUGH THE HOY DITCH FOR IRRIGATION USE ON 114 ACRES IN THE SW OF SECTION 2, T3 S, R5 E, GALLATIN COUNTY.

PROPOSED CHANGE

FLOW RATE: 2.24 CFS **ACRES:** 87.10

THIS APPLICATION PROPOSES TO ADD TWO PLACES OF STORAGE, LOCATED IN THE SW AND THE SESESW OF SECTION 2, T3 S, R5 E. THE NEW PLACES OF STORAGE WILL BE IRRIGATION PUMPING PONDS AND RECREATIONAL WATER AMENITIES FOR THE HOME 40 SUBDIVISION. THE APPLICANT WILL RETIRE APPROXIMATELY 7.1 ACRES OF THE HISTORICALLY IRRIGATED PLACE OF USE IN ORDER TO OFFSET EVAPORATION FROM THE PONDS. NO CHANGES ARE PROPOSED FOR THE REMAINING IRRIGATION PLACE OF USE, THE POINT OF DIVERSION, OR THE PURPOSE.

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