

PUBLIC NOTICE

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

The following application has been submitted to appropriate water in the State of Montana.

THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION PROPOSES TO GRANT AN APPLICATION FOR BENEFICIAL WATER USE PERMIT. 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 <http://www.dnrc.mt.gov/wrd/>.

OBJECTION DEADLINE: APRIL 10, 2020. THE DEPARTMENT CAN ONLY ACCEPT OBJECTIONS FILED ON AN OBJECTION TO APPLICATION, FORM 611. MAIL THE COMPLETED FORM AND THE \$25.00 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 2705 SPURGIN RD, BLDG C, PO BOX 5004, MISSOULA, MT 59804-5004, PHONE: 406-721-4284, FAX: 406-542-5899.

IF ISSUED, THE RIGHT WILL BE SUBJECT TO PRIOR EXISTING WATER RIGHTS.

Application Number: 76M 30114584
Owners: CANYON RIVER PROPERTIES LLC
1268 BANDMANN TRL
MISSOULA, MT 59802
Priority Date: AUGUST 17, 2018 at 10:40 A.M.
Purpose (use): IRRIGATION
Maximum Flow Rate: 1,500.00 GPM
Maximum Volume: 40.52 AC-FT
Maximum Acres: 106.70
Source Name: GROUNDWATER
Source Type: GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SENWSW	18	13N	18W	MISSOULA
Period of Diversion: APRIL 1 TO OCTOBER 31						Flow Rate: 110.00 GPM
Diversion Means: WELL						
Pump Size: 5.00 HP						
2		SENENW	19	13N	18W	MISSOULA
Period of Diversion: APRIL 1 TO OCTOBER 31						Flow Rate: 120.00 GPM
Diversion Means: WELL						
Pump Size: 5.00 HP						
3		SESESE	18	13N	18W	MISSOULA
Period of Diversion: APRIL 1 TO OCTOBER 31						Flow Rate: 120.00 GPM
Diversion Means: WELL						
Pump Size: 5.00 HP						
4		NWSESW	18	13N	18W	MISSOULA
Period of Diversion: APRIL 1 TO OCTOBER 31						Flow Rate: 200.00 GPM
Diversion Means: WELL						
Pump Size: 5.00 HP						
5		SWSESW	18	13N	18W	MISSOULA
Period of Diversion: APRIL 1 TO OCTOBER 31						Flow Rate: 200.00 GPM
Diversion Means: WELL						
Pump Size: 5.00 HP						
6		NWSWSE	18	13N	18W	MISSOULA
Period of Diversion: APRIL 1 TO OCTOBER 31						Flow Rate: 200.00 GPM
Diversion Means: WELL						

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
7		SWNESW	18	13N	18W	MISSOULA
Period of Diversion: APRIL 1 TO OCTOBER 31						Flow Rate: 200.00 GPM
Diversion Means: WELL						
8		SENWNW	19	13N	18W	MISSOULA
Period of Diversion: APRIL 1 TO OCTOBER 31						Flow Rate: 200.00 GPM
Diversion Means: WELL						
9		NWNWNE	19	13N	18W	MISSOULA
Period of Diversion: APRIL 1 TO OCTOBER 31						Flow Rate: 200.00 GPM
Diversion Means: WELL						
10		NESWNW	19	13N	18W	MISSOULA
Period of Diversion: APRIL 1 TO OCTOBER 31						Flow Rate: 200.00 GPM
Diversion Means: WELL						

Purpose (Use): IRRIGATION **Purpose Clarification:** RESIDENTIAL IRRIGATION
Irrigation Type: SPRINKLER
Volume: 40.52 AC-FT
Period of Use: APRIL 1 to OCTOBER 31

Place of Use:

<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	0.65		W2SWSW	17	13N	18W	MISSOULA
2	7.27		SWSW	18	13N	18W	MISSOULA
3	1.69		S2NWSW	18	13N	18W	MISSOULA
4	11.28		SESW	18	13N	18W	MISSOULA
5	6.14		NWSE	18	13N	18W	MISSOULA
6	6.70		NESW	18	13N	18W	MISSOULA
7	2.64		S2NESE	18	13N	18W	MISSOULA
8	14.81		SWSE	18	13N	18W	MISSOULA
9	16.06		NENW	19	13N	18W	MISSOULA
10	9.28		SESE	18	13N	18W	MISSOULA
11	5.31		NESWNW	19	13N	18W	MISSOULA
12	6.64		E2NWNW	19	13N	18W	MISSOULA
13	4.49		N2SENW	19	13N	18W	MISSOULA
14	10.27		NWNE	19	13N	18W	MISSOULA
15	3.48		NWNENE	19	13N	18W	MISSOULA
Total:	106.71						

Remarks:

ASSOCIATED RIGHT

PROVISIONAL PERMIT 76M 30114584 IS ASSOCIATED WITH STATEMENT OF CLAIM 76M 149703 00 BECAUSE THEY SHARE THE SAME POINTS OF DIVERSION AND PLACE OF USE. THIS PERMIT IS LIMITED TO A FLOW RATE OF 3.34 CFS (1500 GPM) FROM APRIL 1 TO 30 AND FROM SEPTEMBER 1 TO OCTOBER 31. DURING THE PERIOD OF USE FROM MAY 1 TO AUGUST 31 THIS PERMIT IS LIMITED TO A FLOW RATE OF 2.23 CFS (1000 GPM) WITH STATEMENT CLAIM NO. 76M 149703 00 PROVIDING 1.11 CFS (500 GPM). THE MAXIMUM FLOW RATE THAT CAN BE DIVERTED FROM THESE 10 WELLS AT ANY GIVEN TIME IS 3.34 CFS (1500 GPM).

IMPORTANT INFORMATION

MITIGATION CONDITION

USE OF WATER UNDER THIS PERMIT IS CONDITIONED UPON THE REQUIREMENT OF THE PERMITTEE TO PROVIDE MITIGATION WATER TO OFFSET THE 28.4 ACRE-FEET OF DEPLETION TO THE CLARK FORK RIVER. DIVERSION UNDER THIS PERMIT MAY NOT COMMENCE UNTIL THE PERMITTEE PROVIDES THE DEPARTMENT EVIDENCE OF A CONTRACT FOR MITIGATION WATER AND SAID EVIDENCE OF CONTRACT MUST BE PROVIDED TO THE DEPARTMENT ANNUALLY PRIOR TO COMMENCEMENT OF DIVERSION ON APRIL 1. DIVERSION UNDER THIS PERMIT MUST CEASE IF A CONTRACT FOR MITIGATION WATER AS HEREIN REQUIRED IS NOT OBTAINED.

WATER MEASUREMENT INFORMATION

THE APPROPRIATOR SHALL INSTALL A DEPARTMENT APPROVED IN-LINE FLOW METER AT A POINT IN THE DELIVERY LINE APPROVED BY THE DEPARTMENT. WATER MUST NOT BE DIVERTED UNTIL THE REQUIRED MEASURING DEVICE IS IN PLACE AND OPERATING. ON A FORM PROVIDED BY THE DEPARTMENT, THE APPROPRIATOR SHALL KEEP A WRITTEN MONTHLY RECORD OF THE FLOW RATE AND VOLUME OF ALL WATER DIVERTED, INCLUDING THE PERIOD OF TIME. RECORDS SHALL BE SUBMITTED BY JANUARY 31 OF EACH YEAR AND UPON REQUEST AT OTHER TIMES DURING THE YEAR UNTIL THE BENEFICIAL WATER USE PERMIT IS PERFECTED AND THE DEPARTMENT RECEIVES A PROJECT COMPLETION NOTICE. FAILURE TO SUBMIT REPORTS MAY BE CAUSE FOR REVOCATION OF A PERMIT OR CHANGE. THE RECORDS MUST BE SENT TO THE MISSOULA WATER RESOURCES REGIONAL OFFICE. THE APPROPRIATOR SHALL MAINTAIN THE MEASURING DEVICE SO IT ALWAYS OPERATES PROPERLY AND MEASURES FLOW RATE AND VOLUME ACCURATELY.