

PUBLIC NOTICE

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

The following application has been submitted to change a water right in the State of Montana.

THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION PROPOSES TO GRANT AN APPLICATION TO CHANGE A WATER RIGHT. 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: JUNE 27, 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 210 SIXTH AVE, PO BOX 1828, HAVRE, MT 59501-1828 FAX: 406-265-2225 PHONE: 406-265-5516.

Application Number : 41O 30138928

Applicant : MONTANA, STATE OF DEPT OF FISH WILDLIFE & PARKS
PO BOX 200701
HELENA, MT 59620 0701

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	41O 178147-00	AUGUST 2, 1897
STATEMENT OF CLAIM	41O 178148-00	AUGUST 3, 1901

PAST USE OF WATER

STATEMENT OF CLAIM NO. 41O 178147-00 IS AN IRRIGATION CLAIM USED FROM THE TETON RIVER, WITH A POINT OF DIVERSION LOCATED IN THE SWNESE SEC. 31, T25N R9E, CHOUTEAU COUNTY. THIS RIGHT WAS USED ON 118 ACRES IN PORTIONS OF SEC. 31,32, T25N R09E, CHOUTEAU COUNTY. THE TOTAL FLOW RATE WAS 4.47 CFS, THE DIVERTED VOLUME WAS 252.2 AF, AND A CONSUMED VOLUME OF 126.1 AF.
STATEMENT OF CLAIM NO. 41O 178148-00 IS AN IRRIGATION CLAIM USED FROM THE TETON RIVER, WITH A POINT OF DIVERSION LOCATED IN THE SESWNE SEC. 6 24N 9E CHOUTEAU COUNTY. THIS RIGHT WAS USED ON 118 ACRES IN PORTIONS OF SEC. 5,6, T.24N, R.09E AND SEC. 31, T.25N, R.09E CHOUTEAU COUNTY. THE TOTAL FLOW RATE WAS 4.23 CFS, THE DIVERTED VOLUME WAS 252.2 AF, AND A CONSUMED VOLUME OF 126.1 AF.

PROPOSED CHANGE

(CHOUTEAU COUNTY) THE APPLICANT SEEKS TO TEMPORARILY CHANGE THE PURPOSE AND PLACE OF USE OF STATEMENTS OF CLAIM 41O 178147-00 AND 41O 178148-00 FROM IRRIGATION TO INSTREAM FLOW PROTECTION WITHIN THE TETON RIVER. THE APPLICANT PROPOSES TO PROTECT THE COMBINED HISTORICAL FLOW RATE (8.7 CFS) AND THE COMBINED HISTORICALLY DIVERTED VOLUME (504.4 AF) AT THE HISTORICAL POINT OF DIVERSION FOR STATEMENT OF CLAIM NO. 41O 178147-00. THE APPLICANT PROPOSES TO PROTECT THE COMBINED HISTORICALLY CONSUMED FLOW RATE (4.35 CFS) AND HISTORICALLY CONSUMED VOLUME (252.2 AF) FOR STATEMENTS OF CLAIM 41O 178147-00 AND 41O 178148-00 FROM THE HISTORICAL POINT OF DIVERSION FOR STATEMENT OF CLAIM NO. 41O 178147-00 TO THE TETON RIVER'S CONFLUENCE WITH THE MARIAS RIVER NEAR LOMA, MT. THE APPLICANT ALSO SEEKS TO CHANGE THE POINT OF DIVERSION FOR STATEMENT OF CLAIM 41O 178148-00 TO A NEW LOCATION APPROXIMATELY 5,500 FEET DOWNSTREAM TO MATCH THE HISTORIC POINT OF DIVERSION FOR STATEMENT OF CLAIM 41O 178147-00.

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