

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 30138934

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 171394-00	FEBRUARY 13, 1901
STATEMENT OF CLAIM	41O 178054-00	OCTOBER 20, 1890

PAST USE OF WATER

STATEMENT OF CLAIM NO. 41O 178054-00 IS AN IRRIGATION CLAIM USED FROM THE TETON RIVER, WITH A POINT OF DIVERSION LOCATED IN THE NWNENE SEC. 15, T25N R1W TETON COUNTY. THIS RIGHT WAS USED ON 206.2 ACRES IN PORTIONS OF SEC. 10,11,13,14,15, T25N, R1W. THE TOTAL FLOW RATE WAS 5.9 CFS, THE DIVERTED VOLUME WAS 294.5 AF, AND A CONSUMED VOLUME OF 176.7 AF.

STATEMENT OF CLAIM NO. 41O 171394-00 IS AN IRRIGATION CLAIM USED FROM THE TETON RIVER, WITH A POINT OF DIVERSION LOCATED IN THE NWNENE SEC. 15, T25N R1W TETON COUNTY. THIS RIGHT WAS USED ON 206.2 ACRES IN PORTIONS OF SEC. 10,11,13,14,15, T25N, R1W. THE TOTAL FLOW RATE WAS 5.9 CFS, THE DIVERTED VOLUME WAS 147 AF, AND A CONSUMED VOLUME OF 88.2 AF.

CLAIMS 41O 178054-00 AND 41O 171394-00 ARE SUPPLEMENTAL OVER THEIR ENTIRE PLACE OF USE, SHARE A PUMP AT THE POINT OF DIVERSION, AND SHARE THE SAME DITCH SYSTEM.

PROPOSED CHANGE

(TETON COUNTY) THE APPLICANT SEEKS TO TEMPORARILY CHANGE THE PURPOSE AND PLACE OF USE OF STATEMENT OF CLAIM NOS. 41O 178054-00 AND 41O 171394-00 FROM IRRIGATION TO INSTREAM FLOW PROTECTION WITHIN THE TETON RIVER. THE APPLICANT PROPOSES TO PROTECT THE COMBINED HISTORICAL FLOW RATE (5.9 CFS) AND THE COMBINED HISTORICALLY DIVERTED VOLUME (441.5 AF) AT THE HISTORICAL POINT OF DIVERSION (POD) FOR STATEMENTS OF CLAIM NOS. 41O 178054-00 AND 41O 171394-00. THE APPLICANT ALSO PROPOSES TO PROTECT THE COMBINED HISTORICALLY CONSUMED FLOW RATE (3.54 CFS) AND HISTORICALLY CONSUMED VOLUME (264.9 AF) FOR STATEMENT OF CLAIM NOS. 41O 178054-00 AND 41O 171394-00 FROM THEIR HISTORICAL POD TO A POINT IMMEDIATELY BELOW USGS GAGE NO. 06108000 ON THE TETON RIVER.

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