

# **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.

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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: NOVEMBER 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 655 TIMBERWOLF PARKWAY, SUITE 4, KALISPELL, MT 59901-2387 FAX: 406-752-2843 PHONE: 406-752-2288.

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**Application Number:** 76LJ 30147503

**Applicant:** THREE VP LLC  
415 SHORELAND DR SE  
BELLEVUE, WA 98004 6522

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

<b><u>Water Right Type</u></b>	<b><u>Water Right Number</u></b>	<b><u>Priority Date</u></b>
PROVISIONAL PERMIT	76LJ 30117109	APRIL 27, 2018

## **PAST USE OF WATER**

(FLATHEAD COUNTY) PROVISIONAL PERMIT 76LJ 30117109 IS UNPERFECTED AND THE WATER SYSTEM DESCRIBED IN THE ORIGINAL APPLICATION WAS TO PROVIDE WATER FOR DOMESTIC AND LAWN AND GARDEN IRRIGATION FROM THE WHITEFISH RIVER (WHITEFISH LAKE). THE SYSTEM WAS NOT INSTALLED. THE POINT OF DIVERSION IS IN THE SWSWNE SEC 22, T31N, R22W, FLATHEAD COUNTY, AND THE PLACE OF USE IS IN THE NWNWSE AND SWSWNE SEC 22, T31N, R22W. THE UNPERFECTED FLOW RATE IS 24.0 GPM UP TO 1.29 AF ANNUALLY DIVERTED VOLUME.

## **PROPOSED CHANGE**

(FLATHEAD COUNTY) ONE SURFACE WATER RIGHT (76LJ 30117109) OWNED BY THREE VP LLC (APPLICANT) IS INCLUDED IN THIS CHANGE APPLICATION. THIS PROVISIONAL PERMIT IS UNPERFECTED. THE APPLICANT IS PROPOSING TO:

CHANGE THE PLACE OF USE FOR LAWN AND GARDEN IRRIGATION TO INCLUDE THE 0.4 ACRES OF LAWN AND GARDEN IRRIGATION PROPOSED ON THE AGGREGATED LOT;

REMOVE THE DOMESTIC USE; AND,

REDUCE THE TOTAL DIVERTED VOLUME DUE TO REMOVING THE DOMESTIC USE.

## **ADDITIONAL INFORMATION**

THE SUBJECT PROPERTY HAS BEEN AGGREGATED AND THE SIZE OF THE PLANNED HOME INCREASED SINCE THE ISSUANCE OF PROVISIONAL PERMIT 76LJ 30117109. THE EXISTING UNPERFECTED PROVISIONAL PERMIT DOES NOT PROVIDE SUFFICIENT WATER FOR YEAR-ROUND DOMESTIC USE BASED ON THE INCREASED SIZE OF THE PLANNED HOME.

THE APPLICANT HAS FILED A SURFACE WATER APPLICATION FOR BENEFICIAL WATER USE PERMIT CONCURRENTLY WITH THIS CHANGE APPLICATION TO ACCOMMODATE YEAR-ROUND DOMESTIC WATER USE AT THE PROPERTY. THE DOMESTIC AND LAWN AND GARDEN IRRIGATION WATER SYSTEMS WILL EACH HAVE A UNIQUE PUMP AND POINT OF DIVERSION, AND WILL BE OPERATED INDEPENDENTLY OF ONE ANOTHER.

**PUBLISHED IN: DAILY INTER LAKE ON OCTOBER 14, 2020.**