

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 <https://dnrc.mt.gov/Water-Resources/Water-Rights/application-status-environmental-assessments/>.

OBJECTION DEADLINE: MAY 17, 2024. THE DEPARTMENT CAN ONLY ACCEPT OBJECTIONS FILED ON AN OBJECTION TO APPLICATION, FORM 611. MAIL THE COMPLETED FORM AND THE \$50.00 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 1424 9TH AVENUE, PO BOX 201601, HELENA, MT 59620-1601 FAX: 406-444-9317 PHONE: 406-444-6999.

Application Number: 41G 30159310

Applicant: JAMES MILLER
PO BOX 1230
WHITEHALL, MT 59759 1230
MELISSA MILLER
PO BOX 1230
WHITEHALL, MT 59759 1230

WATER RIGHT NUMBER(S) BEING CHANGED

<u>Water Right Type</u>	<u>Water Right Number</u>	<u>Priority Date</u>
STATEMENT OF CLAIM Historical Flow Rate: 2. CFS	41G 30109772 Historical Consumptive Volume: 59.80 AC-FT Historical Diverted Volume: 425.60 AC-FT	OCTOBER 3, 1897

PAST USE OF WATER

59.44 ACRES OF FLOOD IRRIGATION FROM THE JEFFERSON RIVER, E2 SEC 15 1S 5W, SILVER BOW AND MADISON COUNTY, MT.

PROPOSED CHANGE

THE APPLICANT PROPOSES TO CHANGE A PORTION OF THE PLACE OF USE ON STATEMENT OF CLAIM 41G 30109772 TO ALLOW FOR THE OPERATION OF A PIVOT IRRIGATION SYSTEM. THIS CHANGE WILL RETIRE 22.6 ACRES OF FLOOD IRRIGATION IN E2 SEC 15 1S 5W AND PROPOSES TO ADD 15.2 ACRES OF SPRINKLER IRRIGATION IN THE SAME SECTION. ALL OTHER ASPECTS OF THE WATER RIGHT WILL REMAIN THE SAME, INCLUDING THE POINT OF DIVERSION (POD), FLOW RATE, PURPOSE, PERIOD OF USE, ETC. WITH THIS CHANGE, THE CONSUMED VOLUME IS NOT CHANGING, AND THE DIVERTED VOLUME WILL BE REDUCED FROM 425.6 AF TO 412.9 AF. THE POINT OF DIVERSION IS NOW, AND WILL REMAIN AT NWSWNW SEC 26 2S 6W, BELOW WHICH WATER IS CONVEYED 11 MILES THROUGH THE CREEKLYN DITCH.

ADDITIONAL INFORMATION

THIS CHANGE APPLICATION IS NOT SUBJECT TO ANY CONDITIONS. THE 9 ACRE PARCEL IN MADISON COUNTY WILL LOSE APPURTENANCE TO THE CLAIM 41G 30109772 UPON THE CHANGE'S PERFECTION.

PUBLISHED IN: WHITEHALL LEDGER ON APRIL 3, 2024.