

PUBLIC NOTICE

PUBLIC COMMENT PERIOD

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 DRAFT 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/>.

PUBLIC COMMENT DEADLINE: NOVEMBER 29, 2025. PUBLIC COMMENTS MUST BE FILED ON A PUBLIC COMMENT FORM, FORM 654, AND MUST BE RECEIVED BY THE STATED DEADLINE. THE FORM IS AVAILABLE ON THE DEPARTMENT'S WEBSITE OR CAN BE OBTAINED FROM ANY WATER RESOURCES REGIONAL OFFICE. MAIL PAPER COPIES OF THE COMPLETED FORM TO : DNRCWATERRIGHTSCOMMENTOBJECTION@MT.GOV. PER 85-2-307(5)(C), MCA, IF NO PUBLIC COMMENTS ARE RECEIVED, THE DRAFT PD WILL BE ADOPTED AS FINAL AND THERE WILL BE NO OPPORTUNITY TO OBJECT TO THIS APPLICATION.

DIRECT ANY QUESTIONS PERTAINING TO THE APPLICATION, OR REQUESTS TO OBTAIN THE DRAFT PD OR PUBLIC COMMENT FORM TO THE WATER RESOURCES OFFICE AT 2273 BOOT HILL COURT, SUITE 110, BOZEMAN, MT 59715-7249 FAX: 406-587-9726 PHONE: 406-586-3136.

Application Number: 41G 30165036

Applicant: TREASURED MOUNTAINS HOLDINGS LLC
5653 MONTEREY DRIVE
FRISCO, TX 75034 4076

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	41G 197111-00	SEPTEMBER 19, 1876
Historical Flow Rate: 9.48 CFS	Historical Consumptive Volume: 256.70 AC-FT	
	Historical Diverted Volume: 897.00 AC-FT	

PAST USE OF WATER

STATEMENT OF CLAIM 41G 197111-00 WAS HISTORICALLY DIVERTED FROM PARSONS SLOUGH THROUGH A HEADGATE IN THE SESESW SECTION 14, T1S, R5W, MADISON COUNTY AND CONVEYED BY THE CURTIS DITCH FOR IRRIGATION OF 237.6 ACRES GENERALLY LOCATED IN SECTIONS 13 AND 14, T1S, R5W, MADISON COUNTY. WATER WAS HISTORICALLY DIVERTED AT A FLOW RATE OF 9.48 CFS FROM 5/1 TO 10/15. THE HISTORICAL USE OF THE RIGHT IS A MAXIMUM DIVERTED VOLUME OF 897 AF, MAXIMUM CONSUMED VOLUME OF 256.7 AF, AND MAXIMUM FLOW RATE OF 9.48 CFS.

PROPOSED CHANGE

THE APPLICANT PROPOSES TO CHANGE THE POINT OF DIVERSION AND PLACE OF USE OF STATEMENT OF CLAIM 41G 197111-00. THE APPLICANT PROPOSES TO ADD TWO POINTS OF DIVERSION IN THE JEFFERSON RIVER: A PERMANENT PUMP IN NENESE SECTION 14 AND A MOVEABLE PUMP ALONG A REACH BEGINNING AND ENDING IN SENWNE SECTION 13, ALL IN T1S, R5W, MADISON COUNTY. THE APPLICANT WILL CONTINUE TO USE THE HISTORICAL POD FOLLOWING THE CHANGE WHEN THE PROPOSED PODS ARE NOT OPERATIONAL. THE APPLICANT PROPOSES TO ADD 52.9 ACRES OUTSIDE THE HISTORICAL POU AND RETIRE 91 HISTORICALLY IRRIGATED ACRES. THE NEW ACRES WILL BE ADDED IN SWSW & SESW OF SECTION 13, T1S, R5W, MADISON COUNTY. AFTER THE PROPOSED CHANGE, CLAIM 41G 197111-00 WILL HAVE THREE AUTHORIZED PODS AND WILL BE USED TO IRRIGATE 199.5 ACRES. NO CHANGE IN PURPOSE OR PLACE OF STORAGE IS PROPOSED. THE SOURCE OF THE WATER WILL REMAIN PARSONS SLOUGH AND THE PERIOD OF USE AND DIVERSION WILL REMAIN 5/1 TO 10/15. THE MAXIMUM DIVERTED VOLUME IS 564.9 AF, MAXIMUM CONSUMED VOLUME IS 238.3 AF, AND MAXIMUM FLOW RATE IS 4.26 CFS.

ADDITIONAL INFORMATION

IF ISSUED, THE FOLLOWING CONDITIONS WILL BE PLACED ON THIS AUTHORIZATION:

WATER MEASUREMENT INFORMATION

THE APPROPRIATOR SHALL INSTALL A DEPARTMENT APPROVED MEASURING DEVICE IN PARSONS SLOUGH AT A POINT APPROVED BY THE DEPARTMENT. THE APPROPRIATOR SHALL KEEP A WRITTEN RECORD OF THE FLOW IN PARSONS SLOUGH WHEN THEY ARE IRRIGATING THE PLACE OF USE FROM THE JEFFERSON RIVER PUMP SITES. THE ABILITY TO DIVERT PARSONS SLOUGH WATER OUT OF THE JEFFERSON RIVER AS GRANTED BY THIS CHANGE AUTHORIZATION SHALL BE BASED UPON MEASUREMENTS, AND DIVERSIONS CANNOT EXCEED THE AMOUNT MEASURED IN PARSONS SLOUGH. THE APPROPRIATOR SHALL MAINTAIN THE MEASURING DEVICE SO THAT THE MEASURING DEVICE ALWAYS OPERATES PROPERLY AND MEASURES FLOW ACCURATELY. ON A FORM PROVIDED BY THE DEPARTMENT, THE APPROPRIATOR SHALL KEEP A MONTHLY WRITTEN RECORD OF FLOW. RECORDS SHALL BE SUBMITTED TO THE DEPARTMENT BY NOVEMBER 30TH OF EACH YEAR AND UPON REQUEST AT OTHER TIMES DURING THE YEAR.

IMPORTANT INFORMATION

THE HISTORICAL DITCH DIVERSION MAY ONLY DIVERT WATER FROM PARSONS SLOUGH WHEN THE PUMP SITES IN THE JEFFERSON RIVER ARE NOT IN OPERATION.

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