

NOTICE OF RECEIPT

WATER RIGHT APPLICATION

(Pursuant to Section § 85-2-307(1), MCA)

Summarized below are the application details as described in an Application to Change of Appropriation Water Right received by the Department of Natural Resources & Conservation on JULY 6, 2026. This notice reflects the application details only as originally submitted. The notice does not reflect changes to the application details made during the review process.

Application Number:42C 30175930

Applicant:COFFEE-NEFSY LTD PARTNERSHIP
PO BOX 80850
BILLINGS, MT 59108 0850

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	42C-27200	JUNE 19, 1944

PAST USE OF WATER

WATER WAS HISTORICALLY DIVERTED FROM A SINGLE POINT OF DIVERSION IN THE SESWSW SEC. 14. T1N, R44E, FROM THE TONGUE RIVER FOR IRRIGATION OF 200 ACRES IN SECTIONS 10, 11, AND 14, T1N, R44E, ROSEBUD COUNTY.

PROPOSED CHANGE

THE APPLICANT PROPOSES TO ADD A POINT OF DIVERSION APPROXIMATELY 2 MILES DOWNSTREAM OF THEIR EXISTING POINT OF DIVERSION ON THE TONGUE RIVER. THE HISTORICAL DIVERSION WILL REMAIN IN THE SWSW SEC. 14, T1N, R44E. THE NEW POINT OF DIVERSION WILL BE IN GOVERNMENT LOT 2 IN THE NW¼ OF SEC. 14, T1N, R44E. THE APPLICANTS ALSO PROPOSE TO CHANGE THE PLACE OF USE BY REMOVING 41 ACRES OF HISTORICAL IRRIGATION IN SECTIONS 10, 11 AND 14, T1N, R44E, AND ADDING 23 ACRES OF NEW IRRIGATION IN SECTIONS 10, 11, 14 AND 15, T1N, R44E, ALL IN ROSEBUD COUNTY.

In general, the Department will make a draft preliminary determination to grant or deny this application within 60 or 120 days of the date the application is deemed and correct and complete (60 days if a preapplication meeting was held, 120 days if a preapplication meeting was not held). That date is currently unknown as the application has not yet been determined to be correct and complete. If the draft preliminary determination is to grant the application, the application will be published in the local newspaper and a notice will be sent to appropriators who, according to the department records, may be affected by the proposed appropriation. Individuals will have 30 days to submit a public comment about this application under §85-2-307, MCA, after the application has been published in the newspaper. If public comments are received, the Department will consider the public comments and update the preliminary determination. If the preliminary determination is to grant the application, the application will again be published in a local newspaper and a notice will be sent to anyone who submitted a public comment, along with appropriators who, according to the department records may be affected by the proposed appropriation. Individuals will have 30 days to submit an objection under §85-2-308, MCA, after the application has been published in the newspaper.

Direct questions regarding this application to the Water Resources Regional Office, 1371 RIMTOP DRIVE, BILLINGS, MT 59105-1978 FAX: 406-247-4416 PHONE: 406-247-4419